



Donald E. Green Public Safety Center
City Council Chambers
385 East Oak Street
Kankakee, Illinois 60901

**CITY COUNCIL AGENDA
MONDAY, APRIL 20, 2020
7:00 P.M.**

1. CALL TO ORDER
2. PRAYER -
3. PLEDGE OF ALLEGIANCE – CITY COUNCIL
4. PUBLIC COMMENTS – *Due to COVID-19 and Social Distancing, the City of Kankakee has modified the procedures in order to accept public comments. Please submit all public comments to: publiccomment@citykankakee-il.gov no later than 3:00 p.m. on Monday, April 20, 2020*
5. ROLL CALL
 - A) CITY COUNCIL
 - B) DEPARTMENT HEADS
6. MINUTES – MONDAY, APRIL 6, 2020
7. PETITIONS
 - A) PB2020-2-3 ORDINANCE APPROVING A ZONING TEXT AMENDMENT TO REDUCE THE SETBACK REQUIREMENTS FOR ADULT-USE CANNABIS CRAFT GROWERS IN THE CITY OF KANKAKEE, ILLINOIS
 - B) PB2020-2-2 ORDINANCE ISSUING A CONDITIONAL USE PERMIT FOR AN ADULT-USE CRAFT GROWER FACILITY IN AN I-2 ZONING DISTRICT – 2409 EASTGATE INDUSTRIAL PARKWAY IN THE CITY OF KANKAKEE, ILLINOIS, REQUESTED BY MATT ALEXANDER
8. COMMUNICATIONS
 - A)
9. STANDING COMMITTEES
 - A) LICENSE & FRANCHISE – THURSDAY, APRIL 9, 2020
10. REPORTS OF OFFICERS
 - A) CITY OF KANKAKEE - \$418,009.89
 - B) COMMUNITY DEVELOPMENT AGENCY - \$179,280.82

11. UNFINISHED BUSINESS

A)

12. NEW BUSINESS

- A) ORDINANCE DECLARING CERTAIN PROPERTY SURPLUS OF THE CITY OF KANKAKEE – KANKAKEE FIRE DEPARTMENT - AND AUTHORIZING THE SALE THEREOF**
- B) ORDINANCE AMENDING CHAPTER 10, ARTICLE II, SECTION 10-27, OF THE MUNICIPAL CODE OF THE CITY OF KANKAKEE, ILLINOIS “ORDERS AUTHORIZED” WHEN A “LOCAL STATE OF EMERGENCY” IS DECLARED BY THE MAYOR**
- C) BUDGET AND ANNUAL APPROPRIATIONS ORDINANCE FOR THE KANKAKEE ENVIRONMENTAL SERVICES UTILITY, KANKAKEE COUNTY, ILLINOIS FOR THE FISCAL YEAR 2020-2021**
- D) SPECIAL ORDINANCE AUTHORIZING THE CEDING OF PRIVATE ACTIVITY BONDING AUTHORITY (WILL KANKAKEE REGIONAL DEVELOPMENT AUTHORITY)**
- E) RECOMMENDATION TO AWARD BID TO R&R, INC., IN THE AMOUNT OF \$72,721.50, FOR THE ALLEY DRAINAGE AND PAVEMENT IMPROVEMENT PROJECT FOR THE ALLEY BETWEEN 7TH AND 8TH AVENUES, PEI JOB NO. 19157**
- F) RECOMMENDATION TO ACCEPT PRELIMINARY/CONSTRUCTION ENGINEERING SERVICES AGREEMENT FOR MOTOR FUEL TAX FUNDS FROM PIGGUSH ENGINEERING, INC., IN THE AMOUNT OF \$29,944.36, FOR DRAINAGE AND PAVEMENT IMPROVEMENTS ON FRANCINE DRIVE FROM WEBSTER CIRCLE EAST TO EAST NOTRE DAME STREET**
- G) APPOINTMENTS**

13. MOTIONS AND RESOLUTIONS

- A) PROCLAMATION DECLARING APRIL 12-18, 2020 AS NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK**
- B) PROCLAMATION DECLARING APRIL 19-25, 2020 AS NATIONAL VOLUNTEER WEEK**
- C) RE-PROCLAMATION OF DECLARATION OF LOCAL STATE OF EMERGENCY**
- D) RESOLUTION OF INDUCEMENT PERTAINING TO THE PROJECT FOR EXT 312 ON I-57 WITHIN THE EAST COURT TIF DISTRICT IN THE CITY OF KANKAKEE, KANKAKEE COUNTY, ILLINOIS**

- E) RESOLUTION AUTHORIZING AND PROVIDING FOR A NOT TO EXCEED \$1,250,000 INTERFUND LOAN FROM TIF DISTRICT NO. 8 TO THE EAST COURT TIF DISTRICT IN THE CITY OF KANKAKEE, KANKAKEE COUNTY, ILLINOIS
- F) RESOLUTION AUTHORIZING EXPENDITURE OF CITY FUNDS CONSISTENT WITH FISCAL YEAR 2019/2020
- G) RESOLUTION TO OBTAIN A PERMIT FROM THE ILLINOIS DEPARTMENT OF TRANSPORTATION FOR THE CONSTRUCTION OF A PCC COMMERCIAL ACCESS ENTRANCE FOR DOLLAR GENERAL
- H) RESOLUTION FOR IMPROVEMENT UNDER THE ILLINOIS HIGHWAY CODE FOR DRAINAGE AND PAVEMENT IMPROVEMENTS ON FRANCINE DRIVE FROM WEBSTER CIRCLE EAST TO EAST NOTRE DAME STREET
- I) MOTION TO ACCEPT REDEVELOPMENT AGREEMENT FOR RICKEY ROCKETS FUEL CENTER PROJECT LOCATED AT 2205 AND 2225 EAST COURT STREET IN THE CITY OF KANKAKEE EAST COURT TIF DISTRICT *(WILL BE DISTRIBUTED SEPARATELY)*

14. EXECUTIVE SESSION

- A) PERSONNEL: THE APPOINTMENT, EMPLOYMENT, COMPENSATION, DISCIPLINE, PERFORMANCE, OR DISMISSAL OF SPECIFIC EMPLOYEES OF THE PUBLIC BODY OR LEGAL COUNSEL FOR THE PUBLIC BODY
- B) APPOINTMENTS
- C) PERSONNEL
- D) PENDING OR IMMINENT LITIGATION
- E) UNION CONTRACTS
- F) REVIEW OF EXECUTIVE SESSION MINUTES – *(TO BE REVIEWED EVERY SIX MONTHS)*
- G) MOTION TO RETURN TO OPEN SESSION

15. ACTION RESULTING FROM EXECUTIVE SESSION

16. CITY COUNCIL MEMBERS COMMENTS

17. DEPARTMENT HEAD COMMENTS/UPDATES

18. MAYOR'S UPDATE

19. ADJOURNMENT

**CITY OF KANKAKEE
CITY COUNCIL MEETING
SUMMARY OF MINUTES
MONDAY, APRIL 6TH, 2020
7:00 P.M.**

MAYOR WELLS-ARMSTRONG: I would like to call the meeting to order. Thank you to everyone for your flexibility during this Pandemic we are governing with modifications. We will start with the Pledge of Allegiance by the City Council. Along with me in the Council Chambers are seven Council Members, and Legal. The other Council Members and City Clerk have joined the meeting via Zoom Technology and the Department Heads have joined the meeting via conference call. Moving on to Public Comments.

PUBLIC COMMENTS

Due to COVID 19 and Social Distancing, the City of Kankakee has modified procedures in order to accept public comments. The following public comments were submitted to: publiccomment@citykankakee-il.gov by 3:00 P.M. on Monday, April 6th, 2020.

MICHELLE PREESKIE: Boy Scout Rd, Saint Anne, Illinois. Can the City Council please acknowledge the good deed and great intentions behind the actions that Jim Rowe took to save the life of a community member? Jim sacrificed his safety to do something positive for another person. His actions shows his dedication and compassion for the residents of Kankakee County. He should be commended and praised for putting others first.

ROCHELLE GLENN: Left an email address. I would like to make a suggestion in regards to the safety meeting. I know its cancelled due to the Corona Virus but it should still be held through some other form of media outlet like zoom...so local citizens can voice their concerns. Thank you.

VENITA DENAULT: Left an email address. I understand that technically that the Dairy Queen is considered a restaurant and Liquor stores sell food. Are these businesses really essential? We can buy ice cream and alcohol at the grocery stores for now. Having these businesses open encourages people to be out.

DQ has a walk-up window they are still using. Also, how do you clean an ice cream cone? Liquor stores usually have the video gambling machines. Once again encouraging people to congregate in a small space. I will suggest for everyone's safety, that these businesses close for the duration of the Stay At Home Order. Some might say but the employees wear gloves. Unless the gloves are being removed and hands washed after handling cash but before they touch any food the employees are cross contaminating. Wearing the same pair of gloves and touching different surfaces only spreads germs. Thank you for your consideration. Thank you for providing reliable information in our uncertain times.

MAYOR WELLS-ARMSTRONG: Thank you. Moving on to Roll Call...

CLERK DUMAS: **PRESENT:** Tetter, Brown, Curtis, Cobbs, Lewis, Tall, Faford, Swanson, Crawford, Osenga, O'Brien, Gall, Malone Marshall, Prude
(14) Present (0) Absent

MAYOR WELLS-ARMSTRONG: Thank you. Department Heads.

CLERK DUMAS: **PRESENT:** Kosman, Schuldt, Kubal, McGrath, Schiel, Piggush, Nelson, Bertrand, Schmitz, Hoffman, Ellexson, Brewer-Watson.

MINUTES

MAYOR WELLS-ARMSTRONG: Moving on to the minutes for Tuesday, March 17th, 2020. Do I have a motion to approve the minutes?

ALD COBBS: So move.

ALD OSENGA: Second.

MAYOR WELLS-ARMSTRONG: Motioned by Alderman Cobbs and Seconded by Alderman Osenga. Any edits or corrections? All in favor?

COUNCIL: Aye

MAYOR WELLS-ARMSTRONG: Opposed same sign...Minutes are approved. Moving on to Petitions.

PETITIONS

- ITEM 7A:** Minutes of the Planning Board- Tuesday, March 17, 2020 (Information Only).
- ITEM 7B:** PB2020-2-1 Ordinance Approving a Zoning Map Amendment from C-2 to R-1 for 995 North Cleveland Avenue in the City of Kankakee, Illinois, Requested by Barbara Blake (*1st and 2nd Reading*).
- MIKE HOFFMAN:** This property is located at the Southwest corner of Henry & Cleveland, it's been a home for at least 50 years zoned as C-2. The property owners had difficulties transacting the sale of the property zoned as such and is requesting that the property be rezoned as R-1. A Public Hearing was held last month and the Planning Board approved. Granted several variances on the property...
- MAYOR WELLS-ARMSTRONG:** May I have a motion to suspend the rules that interfere with the passing of the ordinance?
- ALD LEWIS:** I so move.
- ALD BROWN:** Second.
- MAYOR WELLS-ARMSTRONG:** Motioned by Alderwoman Lewis and Seconded by Alderman Brown. Roll Call.
- CLERK DUMAS:** **AYES:** Tetter, Brown, Curtis, Cobbs, Lewis, Tall, Faford, Swanson, Crawford, Osenga, O'Brien, Gall, Malone Marshall, Prude
(14) Ayes (0) Nays
- MAYOR WELLS-ARMSTRONG:** May I have a motion to place the ordinance on final passage?
- ALD LEWIS:** I so move.
- ALD BROWN:** Second.
- MAYOR WELLS-ARMSTRONG:** Motioned by Alderwoman Lewis and Seconded by Alderman Brown. Any discussion? Roll Call.
- CLERK DUMAS:** **AYES:** Tetter, Brown, Curtis, Cobbs, Lewis, Tall, Faford, Swanson, Crawford, Osenga, O'Brien, Gall,

Malone Marshall, Prude
(14) Ayes (0) Nays

MAYOR WELLS-ARMSTRONG: Motion carries. Moving on to Item 7C.

ITEM 7C: PB2020-2-5 Ordinance Approving A Zoning Map Amendment from C-1 to R-1 for 363 South Fraser Avenue in the City of Kankakee, Illinois, Requested by Marilyn Green.

MIKE HOFFMAN: This property is commercially zoned property used as a single family home for 40-50 years. Homes all around the property. Currently zoned C-1...The Planning Board recommends that this property be zoned from C-1 to R-1. Variances are applied should the current location be damaged in the future and we recommend it for approval.

MAYOR WELLS-ARMSTRONG: May I have a motion to suspend the rules that interfere with the passing of the ordinance?

ALD COBBS: I so move.

ALD CRAWFORD: Second.

MAYOR WELLS-ARMSTRONG: Motioned by Alderman Cobbs and Seconded by Alderman Crawford. Roll Call.

CLERK DUMAS: **AYES:** Tetter, Brown, Curtis, Cobbs, Lewis, Tall, Faford, Swanson, Crawford, Osenga, O'Brien, Gall, Malone Marshall, Prude
(14) Ayes (0) Nays

MAYOR WELLS-ARMSTRONG: May I have a motion to place the ordinance on final passage?

ALD CRAWFORD: I so move.

ALD OSENGA: Second.

MAYOR WELLS-ARMSTRONG: Motioned by Alderman Crawford and Seconded by Alderman Osenga. Any questions? Roll Call.

CLERK DUMAS: **AYES:** Tetter, Brown, Curtis, Cobbs, Lewis, Tall, Faford, Swanson, Crawford, Osenga, O'Brien, Gall, Malone Marshall, Prude
(14) Ayes (0) Nays

MAYOR WELLS-ARMSTRONG: Motion carries. We have no Communications and no Standing Committee Reports. Moving on to Report of Officers.

REPORT OF OFFICERS

ALD FAFORD: I move that we approve the report of officers, place the money in the in the proper accounts and pay the bills in the amount of \$367,205.63.

ALD LEWIS: Second.

MAYOR WELLS-ARMSTRONG: Motion made by Alderman Faford and Seconded by Alderwoman Lewis. Any discussion? Roll Call...

CLERK DUMAS: **AYES:** Tetter, Brown, Curtis, Cobbs, Lewis, Faford, Swanson, Osenga, O'Brien, Gall, Malone Marshall, Prude
NAYS: Tall, Crawford
(12) Ayes (2) Nays

MAYOR WELLS-ARMSTRONG: Motion carries. Moving on to Community Development Agency bills. May I have a motion to approve the CDA bills .

ALD SWANSON: I move to pay the bills in the amount of \$254,735.32.

ALD PRUDE: Second.

MAYOR WELLS-ARMSTRONG: Motioned by Alderwoman Swanson and Seconded by Alderman Prude. Any discussion?

ALD OSENGA: Check number 14051 to Home Furniture for \$4,206.00?

BARBI WATSON-BREWER: Payment for repairs...construction company... home repair companies that go and do repairs on our different properties this one is for our relocation house that had a water leak.

MAYOR WELLS-ARMSTRONG: Any other discussions? Roll Call...

CLERK DUMAS: **AYES:** Tetter, Brown, Curtis, Cobbs, Lewis, Tall, Faford, Swanson, Crawford, Osenga, O'Brien, Gall, Malone Marshall, Prude
(14) Ayes (0) Nays

MAYOR WELLS-ARMSTRONG: Motion carries. Moving on to Item 11 Unfinished

Business we have none. Moving on to Item 12 New Business.

NEW BUSINESS

ITEM 12A:

Ordinance Amending Chapter 10, Article II of the Municipal Code of the City of Kankakee, Pertaining to Local State of Emergency (*1st and 2nd Reading*).

MIKE MCGRATH:

As everyone knows, we are currently going through trying times with COVID 19 Virus and how it is impacting everyone throughout the country and world. The President and Governor ...Executive Orders to deal with the safety and welfare of the United States. The Illinois Municipal Code and the Illinois Emergency Management Agency Act provides for a Declaration by the Chief Executive Officer for the City of Kankakee that being the Mayor to Declare a State of Emergency in the City of Kankakee. Pursuant to the Act...*(repeated for Council Members that could not hear on Zoom)*... Chief Executive Officer authorized on a limited time basis...this has been passed by all of the Municipalities that we represent. The additional authorities obtained within the Ordinance and these additional authorities are based on the outbreak and epidemic throughout the State of Illinois. One additional power of authority that the Mayor has is she can establish a curfew. She can take certain actions as far as liquor licenses and the sale of liquor. She can take actions to assist the Police Department if need be. You can also make appropriations if need be based upon the Declaration of Emergency. The Law as it's laid out makes it temporary additional powers that the Mayor has. She Executed the Emergency on March 24th, 2020 and it was notarized, posted and sent to local media. Under the Law I has to be Re-Proclaimed on the 15th of every month that the State of Emergency exist and then again on the last day of the same month. The policy behind that granting additional authorities or powers to the Mayor again is just based upon the current conditions within the State and the City of Kankakee. It also gives the City Council the authority and power to review current conditions. As long as, the City Council concurs, the State of Emergency continues to exist the Declaration continues. Based on our recommendation that the Ordinance be passed and the Mayor will Re-Proclaim Declaration of Emergency which is contain in Item 13A on the Agenda and she will continue to do so until conditions change and no longer a

need to impose a Declaration of Emergency. Any questions?

ALD SWANSON: So you already in-acted this?

MAYOR WELLS-ARMSTRONG:(inaudible)

ALD SWANSON:

MAYOR WELLS-ARMSTRONG: We went on shelter on March 21st at 5:00 P.M. I think it Was a Saturday. We were...Declaration (inaudible)

ALD SWANSON: ...the Liquor Stores...that is not happening now...it might happen the future when the problem arises?

MAYOR WELLS ARMSTRONG:

MIKE MCGRATH: Under the Ordinance the Mayor has authority via local Liquor Commissioner. She can make that choice

MAYOR WELLS-ARMSTRONG:(inaudible)

ALD SWANSON: I understand that but it is saying everything within the body of the Ordinance it says pretty much you can stop the total sell of Liquor. I'm asking because people ask questions. I am asking for other people but as of right now that is not a situation that is going to happen. What is happening is already happening.

MAYOR WELLS-ARMSTRONG: There is no curfew...I have not...it just gives me authority if we need to.

ALD SWANSON: I make a motion to approve that if you done have any other questions.

ALD OBRIEN: I have concerns about Section 3 Orders Authorize: Allows that...and a new budget have not been approved. The Mayor shall be authorized to approve new spending during the emergency. I think that's probably the biggest single responsibility or one of the biggest single responsibility of the Council. Even in today's world it's so easy to have this kind of meeting but the Council is really the representative of the people. I think that is an over step in this. The idea is great and the Ordinance is good with that exception. I do not support that particular section of the Ordinance.

MAYOR WELLS-ARMSTRONG: Anybody else?

ALD O'BRIEN: Yes, Mayor. 10.2...the third item there. So in this sentence we move from April 30th to May 1st in the fiscal year. There is no budget...this Mayor or any Mayor can make expenditures and spending without the input of the Council.

MAYOR WELLS-ARMSTRONG: That's on an emergency basis Alderman O'Brien.

ALD O'BRIEN: I understand.

ALD BROWN: My question is two-fold. One thing is the...Police Department. So if the Police Department wrote a ticket and you didn't have this in place. Would they write it ...State or City Ordinance? If this was not in place the only place they would write it is State, is that correct?

MIKE MCGRATH: Yes. The question is before this Ordinance, allows for local ordinance, local adjudication for a ticket for \$100 up to \$750 per occurrence that can now be imposed by your Police Department.

ALD BROWN: I think is very important for us to have local control over that because if not then it would go to Court instead of Adjudication. I think it is very important that we do that. I am in favor of this but y other question is, You said this has to be approved every 15 days. There is no sense in worrying about the budget because the fact of the matter is, in 15 days if the emergency still exist she can only allocate spending for 15 days that will be approved every 15 days. I think everything is...for protection.

MAYOR WELLS-ARMSTRONG: It's the 15th and the end so twice a month.

ALD CRAWFORD: Does this take a 2/3 majority vote to change the Ordinance?

MIKE MCGRATH: The change of any Ordinance would just be a simple majority.

ALD CURTIS: We are having a very difficult time hearing anything on Zoom. If the Council Members could speak into their mics up close. I did not catch hardly anything that was talked about.

MAYOR WELLS-ARMSTRONG: So the State of Emergency is declared every 15 days on The 15th and the last day of the month. Alderman Brown Asked about Police tickets so can you speak Alderman Brown he couldn't hear you.

ALD BROWN: If we don't have this ordinance in place then any tickets that the Police impose will have to be written under the State Statue not the City Ordinance. Meaning they would have to go to Court instead of Adjudication which means we wouldn't have control under Adjudication.

MAYOR WELLS-ARMSTRONG: Alderman Curtis did you get that?

ALD CURTIS: Yes somewhat. It was better...

ALD TALL: I know that Alderman O'Brien spoke to Section 3 speaking of spending. We always do a Continual Ordinance...

MAYOR WELLS-ARMSTRONG: A Resolution...

ALD TALL: A Continual Resolution for Spending. In a sense, having this amended in this section....having this taken out and continue with the Continuing Resolution as we have done in the past.

MAYOR WELLS-ARMSTRONG: Alderman Tall when we are in an Emergency situation. For example, if a tornado blew through the City of Kankakee this will allow me to make purchases for the City. It's based on emergency.

ALD TALL: I understand what it's based on. I just feel that one person to hold authority to spend and make decisions without the Council's approval is going down a road I think is pretty slippery. I just think that Council should be considered.

MAYOR WELLS-ARMSTRONG: The Council is considered that's why I send you all Updates every week but there are times when decisions have to be made quickly and somebody has to make those decisions and in the United States it's the Executive of the Municipality. We have Alderwoman Swanson

ALD SWANSON: I make a motion

ALD LEWIS: Second.

MAYOR WELLS-ARMSTRONG: We have a motion by Alderwoman Swanson and Seconded

by Alderwoman Lewis. Roll Call...

CLERK DUMAS: **AYES:** Tetter, Brown,

ALD CURTIS: Is this how it sits?

MAYOR WELLS-ARMSTRONG: Yes.

(Roll Call Cont.)

CLERK DUMAS: **AYES:** Cobbs, Lewis, Swanson,
NAYS: Curtis, Tall, Faford, Crawford, Osenga

ALD O'BRIEN: I have a question...is this to suspend?

MAYOR WELLS-ARMSTRONG: Oh, did we suspend the rules?

CLERK DUMAS: I'm sorry...

MAYOR WELLS-ARMSTRONG: Did we suspend the rules?

CLERK DUMAS: I'm not sure...I know Swanson made the motion...

MAYOR WELLS-ARMSTRONG: We are suspending the rules. Let's start over.

ALD SWANSON: Motion to suspend.

ALD LEWIS: Second.

MAYOR WELLS-ARMSTRONG: Motioned by Alderwoman Swanson and Seconded
by Alderwoman Lewis to suspend the rules that interfere
with the passing of the Ordinance. Roll Call.

CLERK DUMAS: **AYES:** Tetter, Brown, Curtis, Cobbs, Lewis,
Faford, Swanson, Gall, Malone Marshall, Prude
NAYS: Tall, Crawford, Osenga. O'Brien
(10) Ayes (4) Nays

MAYOR WELLS-ARMSTRONG: Motion carries. May I have a motion to place the
ordinance on final passage?

ALD SWANSON: Motion to place on final passage...

ALD LEWIS: Second

MAYOR WELLS-ARMSTRONG: Motioned by Alderwoman Swanson Seconded by
Alderwoman Lewis. Any discussion? Roll Call

CLERK DUMAS:

AYES: Tetter, Brown, Cobbs, Lewis,
Swanson, Gall, Malone Marshall, Prude
NAYS: Curtis, Tall, Faford, Crawford, Osenga, O'Brien
(8) Ayes (6) Nays

MAYOR WELLS-ARMSTRONG: Motion carries. Moving on to Items 12B.

ITEM 12B:

Ordinance Amending Chapter 21, Article II (Business License and Registration) of the Municipal Code of the City of Kankakee to Require Surveillance Video in Long Term Care Facilities.

ALD TALL:

This Ordinance was brought to the Committee by the 2nd Ward Alderman – O'Brien. This Ordinance is put in place to provide security to the senior buildings to have cameras in the egress and ingress. The purpose of this...Long Term Care facilities...institution...building...or any other place operated for profit or non for profit, under the ownership of management, personal care, rehabilitated care...more than three or more persons not related to the owner by blood or marriage...long term care for disabilities or senior care homes. As I stated, this is put in place so there will be security in all buildings...or where people with disabilities are living. Alderman O'Brien could probably speak to the beginning of this.

ALD O'BRIEN:

When I first brought this up a 1 ½ years ago, it was not related to long term care facilities more of apartment buildings of 50 or 60 residents. In my Ward the Riverwood Apartments is an example. It's not long term facility its just an apartment building. The residents want this for this apartment building not just for long term care

MAYOR WELLS-ARMSTRONG: So is this for Multi dwellings?

ALD TALL:

Multi dwellings...

ALD O'BRIEN:

Over a certain amount for buildings. Obviously not 4 or 5...50 plus units in a building.

MAYOR WELLS-ARMSTRONG: This is how it came out of Ordinance?

ALD O'BRIEN:

This is what I'm proposing...this is what we need. The issue when it came to me was not long term care facilities. It was a different issue.

MIKE MCGRATH: (inaudible)

MAYOR WELLS-ARMSTRONG: Alderman Tall, do you have a separate Ordinance for Multi dwellings?

ALD TALL: Yes, for a later date

MAYOR WELLS-ARMSTRONG: Okay this is just for long term care.

ALD TALL: Yes.

MAYOR WELLS-ARMSTRONG: Thanks for the clarification.

ALD BROWN: Define long term care. I'm kind of confused here.

ALD TALL: Assisted Living such as the Asbury Building on Court Street, Presence Heritage, Manor Care and the other senior buildings.

MAYOR WELLS-ARMSTRONG: It's defined in Section B...Residential institution, building home or any other operated for profit or not...ownership or management, personal care...rehabilitative care...skilled nursing for three or more persons not related to the owner by blood or marriage who are in need of assistance for daily living. You got it? Alderman Tall, correct?

ALD TALL: Correct.

ALD BROWN: I see all that. Did we talk to these facilities about...whether they have cameras now or don't have them?

ALD TALL: Most of them have it...this is just added protection to the building....we would be able to recover just cause videos of an incidents.

MAYOR WELLS-ARMSTRONG: So, did this go to the whole Council?

ALD CRAWFORD: It's been at Ordinance Committee 3 different times now. I think this is the 2nd time we brought it to City Council.

ALD TETTER: I think that but I don't know I haven't spoken to the Chair. I thought when we initially talked about this Alderman Tall that the facilities such as ...were excluded and in here that is a residential institution and they do...that's a long term and...disabilities. I thought we had agreed that they would

not be required to comply. I thought this was strictly for large facilities only. Is that not correct?

ALD TALL:

We mentioned that but we never clarified it. When it went to the Attorney's it came back just as it is.

MAYOR WELLS-ARMSTRONG: Sounds like you guys need to figure it out. I am sending it back to Ordinance...this one and the Multi dwelling be brought back to Council...Communicate with me, Kris and the Attorneys it will be helpful. Moving on to Item 12C.

ITEM 12C:

Ordinance Approving a Plat of Dedication for a Right-of-Way at 805 North Kennedy Drive, Kankakee, Illinois, 60901.

NEIL PIGGUSH:

I will have to pull this item. We have a mix up with Legal and the property owner on this item.

MAYOR WELLS-ARMSTRONG: Okay, they need to make a correction on the document. Moving on to Item 12D

ITEM 12D:

Recommendation to Approve Intergovernmental Agreement Between the Illinois Department of Healthcare and Family Services and the City of Kankakee Fire Department in Connection with Supplemental Ambulance Rates.

CHIEF SCHULDT:

We approved a similar agreement back in October that was due November 1st. The agreement is for...Supplemental...or GMET Program. They have added and modified some of the rules. They are asking all participating departments in Illinois to sign a new IGA. The reason is because there has been some changes with the State and Medicaid services for EMS. Essentially, what this does right now is when we transport a Medicaid patient in its only 15 percent of the revenue back. This will help us get a higher percentage of that revenue back. The estimate state wide is about 200 million and we certainly want to be a part of that. All Agencies are asked to sign a new IAG. This is for your review and approval tonight.

MAYOR WELLS-ARMSTRONG: May I have a motion to approve the recommendation?

ALD SWANSON:

I so move.

ALD LEWIS:

Second.

MAYOR WELLS-ARMSTRONG: Motioned by Alderwoman Swanson and Seconded by Alderwoman Lewis. Any discussion? Roll Call

CLERK DUMAS: **AYES:** Tetter, Brown, Curtis, Cobbs, Lewis, Tall, Faford, Swanson, Crawford, Osenga, O'Brien, Gall, Malone Marshall, Prude
(14) Ayes (0) Nays

MAYOR WELLS-ARMSTRONG: Motion carries. We have no Appointments. Moving on to Item 13 Motions and Resolutions.

MOTIONS AND RESOLUTIONS

ITEM 13A: Re-Proclamation of Declaration of Local State of Emergency. I am notifying the Council that I am Declaring us into a State of Emergency. We are still under the Governor's Executive order for COVID 19 World Wide Pandemic. It will take us to the 15th.

ITEM 13B: Resolution Authorizing the Execution of a First Amendment to an Intergovernmental Property Transfer Agreement Between the City of Kankakee and River Valley Metro Mass Transit District.

NEIL PIGGUSH: This is an extension to the previous agreement that was signed for River Valley Metro for their Transfer Station. There was some delays with River Valley Metro...with IDOT. They are requesting an extension. Their goal is to be under construction this year. They are requesting a 3 year extension but he doesn't think that they need that but he doesn't want to have to come back to Council.

MAYOR WELLS-ARMSTRONG: Alderman Curtis, did you hear him? Can you hear me?

ALD CURTIS: I can hear you but I can't hear anyone on the phone.

MAYOR WELLS ARMSTRONG: *(Recaps what Neil Piggush stated regarding Item 13B so members for members on Zoom).* May I have a motion to approve Proclamation?

ALD PRUDE: So move.

ALD MALONE MARSHALL: Second.

MAYOR WELLS-ARMSTRONG: Motioned by Alderman Prude and Seconded by Alderwoman Malone Marshall. Any discussion? Roll Call

CLERK DUMAS: **AYES:** Tetter, Brown, Curtis, Cobbs, Lewis, Tall, Faford, Swanson, Crawford, Osenga, O'Brien, Gall, Malone Marshall, Prude
(14) Ayes (0) Nays

MAYOR WELLS-ARMSTRONG: Motion approved. There is no Executive Session. Item 15 does not apply. Moving on to Item 16 and 17.

ALDERMEN & ALDERWOMEN COMMENTS

ALD SWANSON: I don't know if this would go to Neil or who it would go to. The block of Washington Avenue where they are doing the lights. I think Outsen was doing the Electrical work...all the rocks or fill in whatever you call it in the spot they worked in is sinking down. It's really awful. People keep...it's a bad situation that needs to be checked into.

NEIL PIGGUSH: Yes Mayor, that is an ESU project but I will go out there and take a look at it and make sure Pete and I address this.

MAYOR WELLS-ARMSTRONG: Can you email Alderwoman Swanson, Alderman Faford, Myself and Linh with an update so we will know if we get calls as well.

NEIL PIGGUSH: Yes.

ALD OBRIEN: I have one comment. Budget Committee Meeting Next Monday. We will do it in the same format...Zoom. Some will be there will we get further instructions on that?

MAYOR WELLS-ARMSTRONG: Yes, we can't have more than 10 present.

ALD O'BRIEN: I understand, Thank you. Secondly, updates regarding the Liquor License issue. I communicated with you...

MAYOR WELLS-ARMSTRONG: Did you read my update?

ALD O'BRIEN: I did. I didn't know if...

MAYOR WELLS-ARMSTRONG: I had to bury my sister this week Alderman O'Brien. I will get back to you when I do that. I stated that in my updates. Anybody else?

ALD OSENGA:

COVID 19 situation we have going on. Nobody saw this coming. It has set the whole world back basically for a long time. I would like to see if we can work with our businesses and maybe give them more time to pay their licenses. I believe the state is doing that. They are giving them until July to pay their licenses and I would rather work with them and give time to do that rather than lose them as a business and they close their doors...I would really like to see us as Council Members and as Leaders of the City get together and say yes give them more time, not reduce their fees, just give them a little more time.

MAYOR WELLS-ARMSTRONG: I don't know if you all have been keeping up with my updates. I am very concerned about the entire community and all the businesses not just the Liquor Licenses holders. I want to do what's fair and reasonable and I will certainly do that. I just need a little time this week because I have some issues to address and I will follow up with you all like I do every week.

CLERK DUMAS:

That is something I plan to consider is to extend the License deadline for our business in our community. That is the month I was considering...I actually sent an email to Linh today so I can coordinate with the Liquor License deadline so that is in consideration...Without any additional fees or penalties.

ALD OSENGA:

Thank you very much.

MAYOR WELLS-ARMSTRONG: Thank you Anjanita. Anyone else? Moving on to Department heads.

DEPARTMENT HEAD COMMENTS

KRIS SCHMITZ:

If you have questions for us in the Administration Building please email us or call. Do not appear...FOIA request are on the City website and can be filled out there and submit.

TOMORA NELSON:

Just an update. Since we can't do inspections and grass season is coming. We don't want to be bogged down when this is over with. A temporary License has been given ...March, April and May to avoid impacting Section 8 housing. We are letting them go from now to January with

a temporary License. This will keep them from being behind. When this is over with we will get back on schedule and give them their License that expire at the original date. We had already reschedule inspections to May but we are now near April 30th. So to give the Landlords more time. They have been issued a temporary License to January....

PETE SCHIEL:

Thanks to everyone for their patience for accepting technology and going onto Zoom.

MIKE HOFFMAN:

We have companies pursuing potential sites for adult use cannabis growers. The applications have been filed and we are going through those and a couple other people have expressed interest in different sites for buildings currently in place and new construction.

CHIEF KOSMAN:

Although the CALEA Conference was cancelled a couple weeks ago due to COVID 19, we did a teleconference in front of the Accreditation Review Committee and we were reaccredited. The Certificate will be presented when we have meetings again.

BARBI BREWER-WATSON:

Our projects have been halted by...and HUD until May 1st. We are working with HUD on a few items, some things are moving forward. We also put in a request last week for a potential budget amendment to see if we can utilize some of the ...funds for maybe some Economic Development Recovery...loans...more to come about that. We know what our allotment will be for...dollars in the next year...consolidated plan...hopefully we will be able to use some of those funds for COVID 19 recovery and maybe rental assistance. Our team is working really hard focusing on recovery...any questions shoot me an email.

NEIL PIGGUSH:

We have the bid opening for the alley between Seventh and Eighth Avenues. The bid opening is next Wednesday. It will be at City Hall but limited for myself, Elizabeth and the Clerk. No outside contractors will be there. We will release the bid tabs by the next day. The State is still having their ... on the 24th of April which is the day we will have our Safe Route to School bidding on. We have received all the list form all the Aldermen and Alderwomen regarding their Wards except a couple of you. We are accepting electronic list at this point. I will go out and drive them and provide feedback. Please get me your list if

you have not done so...I would like to get them on the agenda in May.

STEVE BERTRAND:

...calling in if that's useful for Pete for the next time...Everything is closed at the Library. We will not open until the Stay at Home Order has been lifted by the Governor.

MAYOR WELLS-ARMSTRONG: Thank you to Pete, Jazmyne and Mike Hoffman...we will tweek this system to see if we can better improve the call in. For the Business owners, we have been posting constantly on social media tab on the website page. There are resources available through the Small Business Association, Department of Commerce Economic Opportunity. Please defer business owners those sites. I did also email KDC when this started to see if funding that was not allocated can be used for downtown business owners...a portion of that money had not been used and I suggested to Brad that may be an area where KDC can help the downtown business owners. Waiting to hear from Brad. In terms of social distancing, the churches were compliant. The situation in the 1st Ward where we had an incident with the Police to get a subject out of a home and our States Attorney was there. It looked like 50 people were outside. I want people to know I was not attacking Jim Rowe, I am very fond of him. He has done a great job as States Attorney. I was saying that we have to be very careful with the virus in Kankakee County. We have lost a resident in the City of Kankakee so as people called me about the live videos I was very alarmed because it was a police situation and people were not honoring social distancing. Jim was very public about his health a year ago and I was very concerned about him being compromised...safety and health due to being a cancer survivor...it wasn't an attack on Jim and I stated that I want to make sure we are safe...police...their job. I never recommend anyone run into a house and I will leave it at that. Riverview, we have some people complaining about people playing tennis and being on the basketball courts. To the Aldermen in that area I need your help with that...explained that in my video on Sunday. It is not effective to have Tennis Courts open in Cobb Park...don't take this personally. I am trying to keep everyone safe. I broke up a basketball game in Schulyer Park. I called the Chief and requested an officer. Call the police so they can

send a squad over. The non-emergency number is (815)
933-3321

ADJOURNMENT

MAYOR WELLS-ARMSTRONG: May I have a motion to adjourn?

ALD BROWN: So move.

ALD PRUDE: Second.

MAYOR WELLS-ARMSTRONG: Motioned by Alderman Brown. Seconded by
Alderman Malone Prude. All in favor aye?

COUNCIL: Aye.

MAYOR WELLS-ARMSTRONG: Opposed same sign. We are adjourned.

THE CITY OF KANKAKEE
KANKAKEE COUNTY, ILLINOIS

ORDINANCE

NUMBER 2020 - _____

**ORDINANCE APPROVING A ZONING TEXT AMENDMENT TO
REDUCE THE SETBACK REQUIREMENTS FOR ADULT-USE
CANNABIS CRAFT GROWERS IN THE CITY OF KANKAKEE,
ILLINOIS**

CHASITY WELLS-ARMSTRONG, Mayor
ANJANITA DUMAS, C.M.C., City Clerk

MICHAEL PRUDE
CHERRY MALONE-MARSHALL
MICHAEL O'BRIEN
STACY GALL
DAVID CRAWFORD
LARRY OSENGA
DANITA SWANSON

JAMES A. FAFORD
TYLER D. TALL, SR.
CARMEN LEWIS
CHRISTOPHER CURTIS
MICHAEL COBBS
FRED TETTER
P. CARL BROWN

Aldermen

ORDINANCE NO. 2020 - _____

**ORDINANCE APPROVING A ZONING TEXT AMENDMENT TO
REDUCE THE SETBACK REQUIREMENTS FOR ADULT-USE
CANNABIS CRAFT GROWERS IN THE CITY OF KANKAKEE,
ILLINOIS**

WHEREAS, the City of Kankakee, Kankakee County, Illinois (the “City”) is a home rule municipality pursuant to Section 6(a), Article VII of the 1970 Constitution of the State of Illinois, and as such may exercise any power and perform any function pertaining to its government and affairs (the “*Home Rule Powers*”); and

WHEREAS, the City has previously adopted an official Zoning Ordinance which contains the City’s Zoning Districts and their respective uses and regulations; and

WHEREAS, the Illinois Cannabis Regulation and Tax Act, 410 ILCS 705/1 et. seq., allows the City to enact reasonable zoning regulations governing cannabis business establishments; and

WHEREAS, The City’s Planning Board held a duly noticed public hearing on March 17, 2020 wherein it voted to recommend approval of the text amendment to the Zoning Ordinance and made certain findings, summarized below:

- The proposed amendment would not endanger public health, safety, or welfare because it would only be changing separation requirements in specific industrial and commercial areas of the City that are mostly isolated from residential areas and not near any local schools. Additionally, Craft Grower facilities are almost always completely contained within a building and will not have storefronts, therefore limiting the exposure to nearby properties. The City’s existing setbacks from residential use were taken from a model code developed for the Illinois Municipal league and can and should be modified based on the circumstances in an individual community. The only separation requirement in the Cannabis Act of the State of Illinois is a requirement for a separation of at least 1500’ between craft growers.

- The City's current Comprehensive Plan outlines several economic development goals such as to "attract business and industry to locate within the City" and to "ensure that the City has the resources available to support the location of business and industry within the City."; and

WHEREAS, the City Council finds it to be in the best interest of the City to amend the text of the Zoning Ordinance of the City of Kankakee to reduce the setback requirements for adult-use cannabis craft growers.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Kankakee, Kankakee County, Illinois, by and through its home rule powers, as follows:

Section 1: That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2: Section 4. "Adult-Use Cannabis Craft Grower" of Section 3.13 "Adult-Use Cannabis" of the Zoning Ordinance of the City of Kankakee shall be amended by eliminating the stricken text and adding the underlined text as follows:

4. Adult-Use Cannabis Craft Grower: In those zoning districts in which an Adult-Use Cannabis Craft Grower may be located, the proposed facility must comply with the following:

4.1 Facility may not be located within 500 feet of the property line of a pre-existing public or private nursery school, preschool, primary or secondary school, day care center, day care home or residential care home. Learning centers and vocational/trade centers shall not be classified as a public or private school for purposes of this Section.

4.2 Facility may not must be separated from pre-existing property zoned for residential purposes by an Interstate Highway or be located 1,500 400 feet of or more from the property line of a pre-existing property zoned for residential purposes.

4.3 Facility may not conduct any sales or distribution of cannabis other than as authorized by the Act.

4.4 For purposes of determining required parking, Adult-Use Cannabis Craft Grower shall provide one space per 1000 square feet of the proposed facility or lesser amount if a parking study is provided by the Petitioner and approved by the City, provided, however, that the City may require that additional parking be provided as a result of the analysis completed through Section 3.13(2) and (3) (Adult-Use Cannabis: Conditional Use) herein.

4.5 Petitioner shall file an affidavit with the City affirming compliance with the Cannabis Regulation and Tax Act (P.A. 101-0027).

Section 3: If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 4: All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 5: This Ordinance shall be in full force and effect upon its passage, approval and publication as provided by law.

Intentionally left blank.

ADOPTED by the Mayor and City Council of the City of Kankakee, Kankakee County, Illinois this 20th day of April 2020, pursuant to a roll call vote, as follows:

	YES	NO	ABSENT	PRESENT
PRUDE				
MALONE-MARSHALL				
O'BRIEN				
GALL				
CRAWFORD				
OSENGA				
SWANSON				
FAFORD				
TALL				
LEWIS				
CURTIS				
COBBS				
TETTER				
BROWN				
MAYOR WELLS-ARMSTRONG				
TOTAL				

APPROVED by the Mayor of the City of Kankakee, Kankakee County, Illinois on this 20th day of April 2020.

CHASITY WELLS-ARMSTRONG
Mayor

ATTEST: _____
ANJANITA DUMAS, C.M.C., City Clerk

)

) SS

)



Community Planning | Site Design | Development Economics | Landscape Architecture

TO: Kankakee Planning Board

FROM: Mike Hoffman, AICP, PLA, Vice President
Emma Swanson, Associate

DATE: March 13th, 2020

RE: PB2020-2-3 Request by the City of Kankakee to Amend the Zoning Ordinance to Reduce Setback Requirements for Adult-Use Cannabis Craft Grower

SUMMARY

Applicant/Agent: City of Kankakee	Text Amendment Requested: The text amendment proposed under PB2020-2-3 is a request to amend Chapter 3 Section 13.2 of the City's Zoning Ordinance.
	Proposed Text Amendment: The proposed text amendment would allow a Craft Grow Facility, provided a conditional use was granted, to locate in a lot that is separated from property zoned residential by an Interstate Highway or if located 400 feet or more from the property line of a property zoned residential.
	Reason for Text Amendment: Staff feels that the Eastgate Industrial Park is an appropriate location for a Craft Grower. However there are a few parcels near there that are currently zoned residential that are preventing several lots in the industrial park from being used. This regulation would reduce that residential setback, which is mostly irrelevant in all other areas of the City given the school/daycare setback requirements.
	Staff Recommendation: <u>Approve</u> the request for a text amendment to amend the Zoning Ordinance to reduce setback requirements for Adult-Use Cannabis Craft Growers.

Proposed Draft Amendment

The sections within the Zoning Ordinance proposed for amendment are cited below, which would be updated to reflect a new definition of Emergency Shelters, and to allow the issuance of Temporary Use Permits to Emergency Shelters. The specific changes to the ordinance are noted below. Text in **RED** has been added, red text with **STRIKEOUT** would be removed.

"3.13: ADULT-USE CANNABIS:

4. Adult-Use Cannabis Craft Grower: *In those zoning districts in which an Adult-Use Cannabis Craft Grower may be located, the proposed facility must comply with the following:*

4.1 Facility may not be located within 500 feet of the property line of a pre-existing public or private nursery school, preschool, primary or secondary school, day care center, day care home or residential care home. Learning centers and vocational/trade centers shall not be classified as a public or private school for purposes of this Section.

4.2 Facility ~~may not~~ must be separated from pre-existing property zoned for residential purposes by an Interstate Highway or be located ~~1,500~~ 400 feet ~~of or more from~~ the property line of a pre-existing property zoned for residential purposes.

4.3 Facility may not conduct any sales or distribution of cannabis other than as authorized by the Act.

4.4 For purposes of determining required parking, Adult-Use Cannabis Craft Grower shall provide one space per 1000 square feet of the proposed facility or lesser amount if a parking study is provided by the Petitioner and approved by the City, provided, however, that the City may require that additional parking be provided as a result of the analysis completed through Section 3.13(2) and (3) (Adult-Use Cannabis: Conditional Use) herein.

4.5 Petitioner shall file an affidavit with the City affirming compliance with the Cannabis Regulation and Tax Act (P.A. 101-0027), as amended."

REVIEW

The following factors for evaluating a Text Amendment are provided in Section 12.05.B.6 of the code. These factors should be considered when reviewing the proposed Text Amendment, along with any other evidence the Planning Board considers relevant.

(1) The proposed substantive amendment will not result in any construction, land use, and/or development related activity which would be detrimental to, or endanger the

public health, safety, and/or general welfare of the City as a whole, or any portion thereof.

The proposed amendment would not endanger public health, safety, or welfare because it would only be changing setbacks in specific industrial and commercial areas of the City that are mostly isolated from residential areas and not near any local schools. Additionally, Craft Grower facilities are almost always completely contained within a building and will not have storefronts, therefore limiting the exposure to nearby properties. The attached maps provide a comparison of existing and proposed residential setbacks. The City's existing setbacks from residential use were taken from a model code developed for the Illinois Municipal League and can and should be modified based on the circumstances in an individual community. The only requirement in the Cannabis Act of the State to keep in mind is a requirement for a separation of at least 1,500' between craft growers.

(2) The proposed substantive amendment is consistent with the spirit, purpose and intent of this Ordinance and the City's Official Comprehensive Plan.

The City's current Comprehensive Plan outlines several economic development goals such as to "attract business and industry to locate within the City" and to "ensure that the City has the resources available to support the location of business and industry within the City."

Recommendation

Subject to any testimony provided at the Public Hearing, the proposed text amendment appears appropriate and meets the standards for a Text Amendment as outlined in Section 12.05.B.6 of the Zoning Ordinance.

**City of Kankakee
PLANNING BOARD**

RECOMMENDATION ON ZONING ORDINANCE TEXT AMENDMENT
(Case #PB2020-2-3)

The Honorable Mayor and City Council
City of Kankakee, Illinois

March 19, 2020

**Re: Request by the City of Kankakee to
Change the Text of the Zoning Ordinance
to Reduce the Required Setback
Requirements for Adult-Use Cannabis
Craft Growers**

We submit for your consideration recommendations adopted by the Planning Board of the City of Kankakee on a requested change to the residential separation requirements for adult-use cannabis craft growing facilities contained in Section 3.13 of the City's Zoning Ordinance. After due notice, as required by law, the Planning Board held a public hearing on Tuesday, March 17th, 2020, at the hour of 7:00 p.m. in the Council Chambers, Donald E. Green Public Safety Building, 385 E. Oak Street, Kankakee, Illinois.

The sections within the Zoning Ordinance proposed for amendment are cited below, which would reduce the separation required between an adult-use cannabis craft grower and residentially zoned property from 1,500' to 400'. The specific changes to the ordinance are noted below. Text in **RED** has been added, red text with **STRIKEOUT** would be removed.

"3.13: ADULT-USE CANNABIS:

4. Adult-Use Cannabis Craft Grower: *In those zoning districts in which an Adult-Use Cannabis Craft Grower may be located, the proposed facility must comply with the following:*

4.1 Facility may not be located within 500 feet of the property line of a pre-existing public or private nursery school, preschool, primary or secondary school, day care center, day care home or residential care home. Learning centers and vocational/trade centers shall not be classified as a public or private school for purposes of this Section.

*4.2 Facility ~~may not~~ **must be separated from pre-existing property zoned for residential purposes by an Interstate Highway or** be located ~~1,500~~ **400** feet ~~of or more from~~ the property line of a pre-existing property zoned for residential purposes.*

4.3 Facility may not conduct any sales or distribution of cannabis other than as authorized by the Act.

4.4 For purposes of determining required parking, Adult-Use Cannabis Craft Grower shall provide one space per 1000 square feet of the proposed facility or

lesser amount if a parking study is provided by the Petitioner and approved by the City, provided, however, that the City may require that additional parking be provided as a result of the analysis completed through Section 3.13(2) and (3) (Adult-Use Cannabis: Conditional Use) herein.

4.5 Petitioner shall file an affidavit with the City affirming compliance with the Cannabis Regulation and Tax Act (P.A. 101-0027), as amended."

Regarding the Text Amendment, after hearing the evidence and reviewing the document exhibits submitted, the Planning Board does hereby find as follows:

1. The proposed amendment would not endanger public health, safety, or welfare because it would only be changing separation requirements in specific industrial and commercial areas of the City that are mostly isolated from residential areas and not near any local schools. Additionally, Craft Grower facilities are almost always completely contained within a building and will not have storefronts, therefore limiting the exposure to nearby properties. The City's existing setbacks from residential use were taken from a model code developed for the Illinois Municipal league and can and should be modified based on the circumstances in an individual community. The only separation requirement in the Cannabis Act of the State of Illinois is a requirement for a separation of at least 1,500' between craft growers.
2. The City's current Comprehensive Plan outlines several economic development goals such as to "attract business and industry to locate within the City" and to "ensure that the City has the resources available to support the location of business and industry within the City."

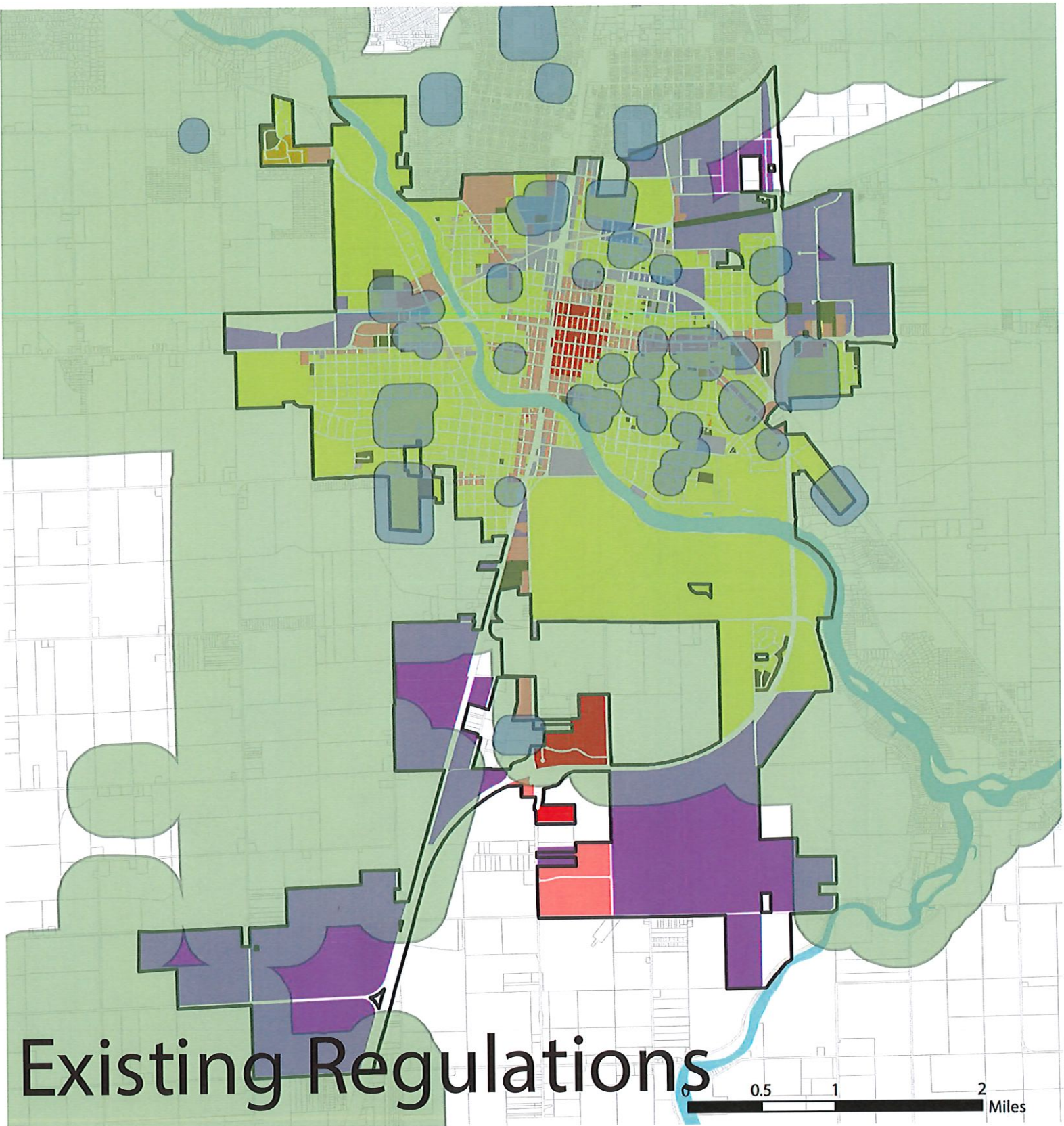
Therefore, by a vote of five (5) yes, two (2) no, and zero (0) abstentions, the Planning Board hereby recommends that the above Zoning Text Amendment be adopted by the City of Kankakee.

Respectfully,

Planning Board of the City of Kankakee











By: 

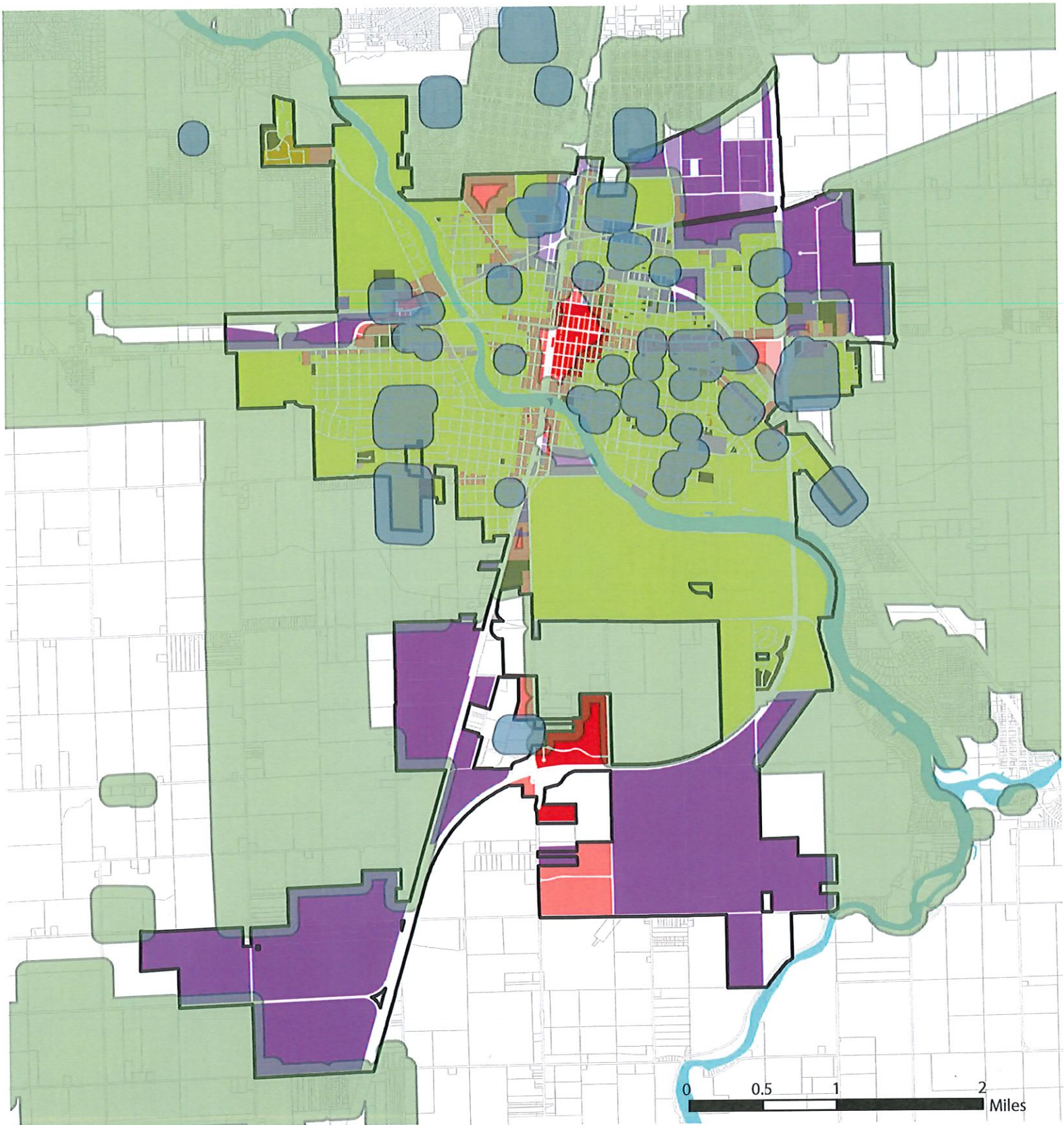
Michael E. Hoffman, AICP, PLA
Vice President, Teska Associates, Inc.
City of Kankakee Planning Consultant
For: Loretto Cowhig, Planning Board
Chair



City of Kankakee, Illinois

Adult Use Cannabis: Allowable Areas for Cannabis Craft Growers and Cultivation Centers 1,500-Foot Residential Separation and 500-Foot School & Daycare Separation

 Single-Family Residential	 Neighborhood Commercial	 Light Industrial	 School & Daycare Buffer
 Two-Family Residential	 Service Commercial	 Heavy Industrial	 Residential Buffer
 Multi-Family Residential	 Central Commercial		



City of Kankakee, Illinois

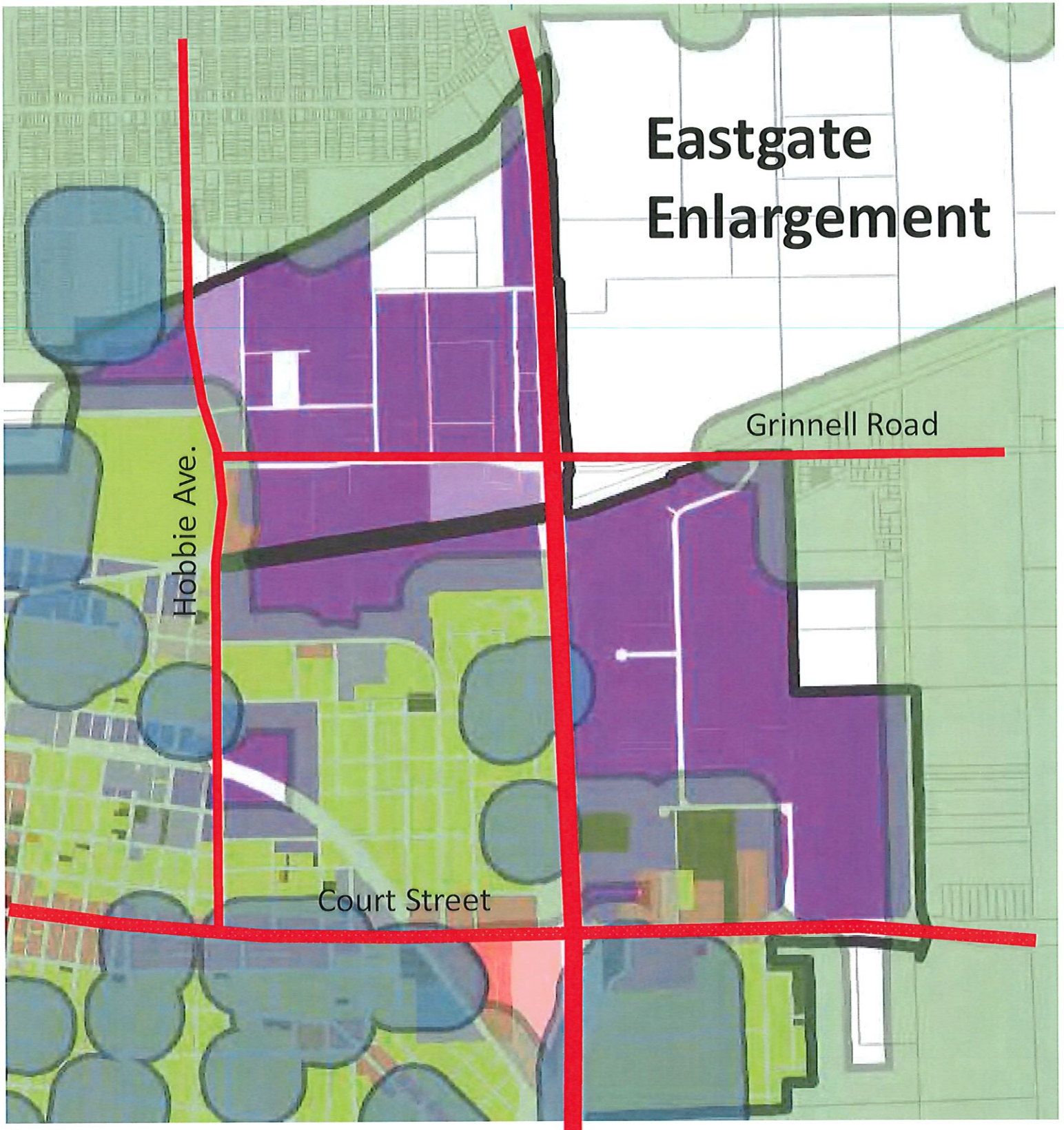
Updated 3/5/2020

Adult Use Cannabis: Allowable Areas for Cannabis Craft Growers

400-Foot Residential Separation and 500-Foot School & Daycare Separation



Eastgate Enlargement











City of Kankakee, Illinois

Updated 3/5/2020

Adult Use Cannabis: Allowable Areas for Cannabis Craft Growers

400-Foot Residential Separation and 500-Foot School & Daycare Separation

 Single-Family Residential	 Neighborhood Commercial	 Light Industrial	 School & Daycare Buffer
 Two-Family Residential	 Service Commercial	 Heavy Industrial	 Residential Buffer

THE CITY OF KANKAKEE
KANKAKEE COUNTY, ILLINOIS

ORDINANCE

NUMBER 2020 - _____

**ORDINANCE ISSUING A CONDITIONAL USE PERMIT FOR AN
ADULT-USE CANNABIS CRAFT GROWER FACILITY IN AN I-2
ZONING DISTRICT- 2409 EASTGATE INDUSTRIAL PARKWAY IN THE
CITY OF KANKAKEE, ILLINOIS**

CHASITY WELLS-ARMSTRONG, Mayor
ANJANITA DUMAS, C.M.C., City Clerk

MICHAEL PRUDE
CHERRY MALONE-MARSHALL
MICHAEL O'BRIEN
STACY GALL
DAVID CRAWFORD
LARRY OSENGA
DANITA SWANSON

JAMES A. FAFORD
TYLER D. TALL, SR.
CARMEN LEWIS
CHRISTOPHER CURTIS
MICHAEL COBBS
FRED TETTER
P. CARL BROWN

Aldermen

ORDINANCE NO. 2020 - _____

**AN ORDINANCE ISSUING A CONDITIONAL USE PERMIT FOR AN
ADULT-USE CANNABIS CRAFT GROWER FACILITY IN AN I-2 ZONING
DISTRICT- 2409 EASTGATE INDUSTRIAL PARKWAY IN THE CITY OF
KANKAKEE, ILLINOIS**

WHEREAS, the City of Kankakee, Kankakee County, Illinois (the “City”) is a home rule municipality pursuant to Section 6(a), Article VII of the 1970 Constitution of the State of Illinois, and as such may exercise any power and perform any function pertaining to its government and affairs (the “*Home Rule Powers*”); and

WHEREAS, the City has previously adopted an Official Zoning Ordinance which contains the City’s official zoning districts and their corresponding permitted and conditional uses; and

WHEREAS, adult-use cannabis craft growers are only allowed in the I-2 (Heavy Industrial) zoning district with a Conditional Use Permit; and

WHEREAS, a proper application was made by Matt Alexander on behalf of the property owner AH Alliance LLC and the company Exan LLC requesting a Conditional Use Permit for an adult-use cannabis craft grower facility at 2409 Eastgate Industrial Parkway, Kankakee, Illinois (the “*subject property*”); and

WHEREAS, The City’s Planning Board held a duly noticed public hearing on March 17, 2020 pursuant to Section 12.04 of the Official Zoning Ordinance wherein it voted to recommend approval of a Conditional Use Permit for the subject property, and made certain findings as follows:

- a) The subject property (PIN #16-09-34-300-096) is in the Eastgate Industrial Park, just north of Court Street on the east side of I-57. The property has an existing industrial building with other industrial tenants and is zoned I-2 Heavy Industrial. Other nearby properties within the industrial park are also zoned industrial, with a few multi-family zoned (mobile home park) residential and some commercial parcels to the south.
- b) The applicant plans to retrofit one unit in the existing industrial building for the Cannabis Craft Grow operation. The site is an appropriate location for this type of use given its location in the industrial park, which is isolated on the edge of the City and east of the I-57. The proposed use generally does not attract a lot of customers and Mr. Alexander only expects to have 11 employees total, so the use therefore does not

contribute much additional traffic in the area, nor does it require additional parking. The City's business licensing regulations for this type of business, and State requirements, require extensive security systems which should enhance safety in and around the proposed business.

- c) The area is mostly built out and there has been very little development happening in the immediate area. The Eastgate Industrial Park is mostly industrial/manufacturing in nature, with some commercial uses nearby. Except for the mobile home park and a few single-family homes to the south, closer to Court Street, the industrial park is generally isolated from residential uses given its location north of Court Street and east of I-57.
- d) The City's Comprehensive Plan shows this property for industrial use, and outlines several economic development goals such as to "attract business and industry to locate within the City" and to "ensure that the City has the resources available to support the location of business and industry within the City." The proposed project will promote the goals of the Comprehensive Plan by providing appropriate commercial development in the City.
- e) Because the subject property is in an industrial park and the building and site have an existing industrial use, the proposed use for this property should not be a disturbance to the area. Additionally, all the activity associated with the proposed use will be contained within the building and will not attract a lot of customers so it should not contribute additional traffic in the neighborhood or require a lot of additional parking; and

WHEREAS, the City Council finds it to be in the best interest of the City to adopt the findings and decision of the Plan Commission and issue a Conditional Use Permit for an adult-use cannabis craft grower at 2409 Eastgate Industrial Parkway.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Kankakee, Kankakee County, Illinois, by and through its home rule powers, as follows:

Section 1: That the above recitals and legislative findings are found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2: A conditional use permit pursuant to Section 12.04 of the Official Zoning Code and all other applicable City ordinances is hereby issued to Matt Alexander of Exan LLC for the property located 2409 Eastgate Industrial Parkway, Kankakee, Illinois PIN# 16-09-34-300-096.

Section 3: The conditional use permit shall allow an adult use cannabis craft grower facility at the subject property which is zoned I-2, subject to the following conditions:

1. *Emissions of odorous matter, produced by, or associated with, the proposed use and/or activity shall not originate, and consequently, be disseminated and/or discharged across lot lines, in concentrations determined to negatively impact the health, safety, comfort, and/or welfare of the general public.*
2. *The Conditional Use is contingent on the applicant obtaining a Craft Grower license from the State of Illinois. Once obtained, the applicant must provide a copy of that license to the City Planning Department, along with any subsequent reports from State inspections related to this property. If no State of Illinois Craft Grower license is obtained within 2 years of the approval of this conditional use, the approval shall be automatically rescinded.*
3. *The applicant must apply for and receive an Adult-Use Cannabis Business Permit from the City of Kankakee.*

Section 4: If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 5: All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 6: This Ordinance shall be in full force and effect upon its passage, approval and publication as provided by law.

Intentionally left blank.

ADOPTED by the Mayor and City Council of the City of Kankakee, Kankakee County, Illinois this 20th day of April, 2020, pursuant to a roll call vote, as follows:

	YES	NO	ABSENT	PRESENT
PRUDE				
MALONE-MARSHALL				
O'BRIEN				
GALL				
CRAWFORD				
OSENGA				
SWANSON				
FAFORD				
TALL				
LEWIS				
CURTIS				
COBBS				
TETTER				
BROWN				
MAYOR WELLS-ARMSTRONG				
TOTAL				

APPROVED by the Mayor of the City of Kankakee, Kankakee County, Illinois on this 20th day of April, 2020.

CHASITY WELLS-ARMSTRONG
Mayor

ATTEST: _____
ANJANITA DUMAS, C.M.C., City Clerk

STATE OF ILLINOIS)
) SS
COUNTY OF KANKAKEE)

CERTIFICATION

I, Anjanita Dumas, do hereby certify that I am the duly qualified and elected Clerk of the City of Kankakee, Kankakee County, Illinois, and that as such Clerk I do have charge of and custody of the books and records of the City of Kankakee, Kankakee County, Illinois.

I do hereby further certify that the foregoing is a full, true and correct copy of Ordinance No. _____, **ORDINANCE ISSUING A CONDITIONAL USE PERMIT FOR AN ADULT-USE CANNABIS CRAFT GROWER FACILITY IN AN I-2 ZONING DISTRICT- 2409 EASTGATE INDUSTRIAL PARKWAY IN THE CITY OF KANKAKEE, ILLINOIS**, adopted and approved by the Mayor and Board of Trustees of the City of Kankakee, Illinois on April 20, 2020.

IN WITNESS WHEREOF, I have hereunto affixed my hand and the Corporate Seal of the City of Kankakee, Kankakee County, Illinois this 20th day of April 2020.

Anjanita Dumas, C.M.C.
City Clerk
City of Kankakee



Community Planning | Site Design | Development Economics | Landscape Architecture

TO: Kankakee Planning Board

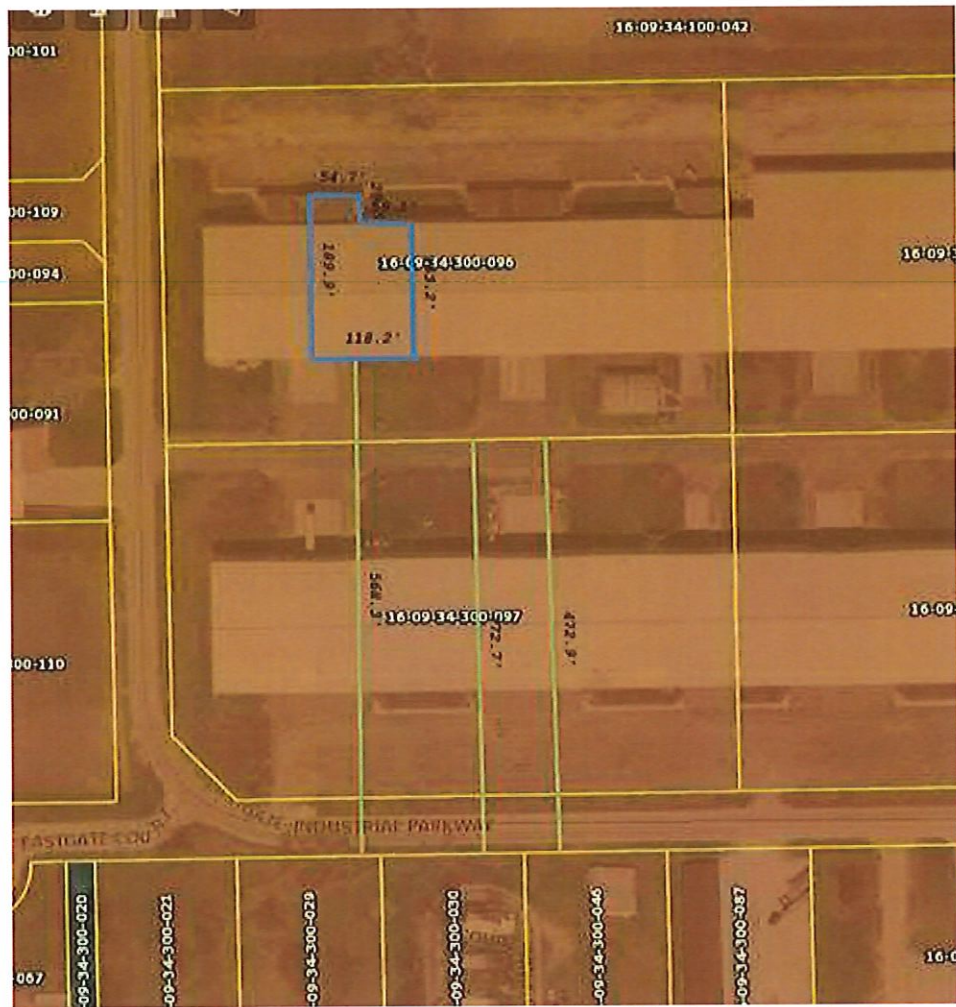
FROM: Mike Hoffman, AICP, PLA, Vice President
Emma Swanson, Associate

DATE: March 13th, 2020

RE: Case #PB2020-2-2 - Request for Conditional Use Permit at 2409 Eastgate Industrial Parkway for Adult-Use Cannabis Craft Grower Facility in a I-2 Zoning District Requested by Matt Alexander

SUMMARY

Applicant: Matt Alexander of Alexander Construction	Conditional Use Permits Requested: The conditional use request under PB2020-2-2 is a request to allow an Adult-Use Cannabis Craft Grow facility on the property located at 2409 Eastgate Industrial Parkway, zoned I-2 Heavy Industrial.
Property Owner: MUNICIPAL TRUST & SVGS BK TR#2256	Proposed Use of Property: The applicant is looking to retrofit one of the six total units in the existing 196,000 sq. ft. industrial building located on an 11-acre site (spanning two tax parcels) in the Eastgate Industrial Park. The applicant intends to open an Adult-Use Cannabis Craft Grow facility on site, contingent upon obtaining a license from the State.
Property Address: 2409 (2407-2607) Eastgate Industrial Parkway, Kankakee, IL 60901	Reasons for Requested Conditional Use Permits: A conditional use permit is required for an Adult-Use Cannabis Craft Grow facility. The applicant cannot apply for a Craft Grower License from the State of Illinois until they have applied for the appropriate zoning.
Property ID #: #16-09-34-300-096	Relevant History: As part of the licensing process for adult-use cannabis operation, the applicant is required to seek the proper zoning from the City prior to submitting their Craft Grower license application (deadline was March 16 th but has recently been extended until March 30 th , 2020) to the State. If the applicant does not receive the conditional use permit from the City, he will not be considered for a license by the State.
Zoning: I-2 Heavy Industrial	
Property Size: 6.07 ac	It should also be noted that this conditional use permit is contingent on the approval of a text amendment that changes the residential separation requirements for Adult-Use Cannabis Craft Grower operations from 1,500 ft to 400 ft, which would allow a craft grow facility to locate at this site after obtaining a conditional use permit.



Blue Indicates Unit Proposed for Craft Grow Facility

The above map shows the proposed craft grower location. The tenant immediately to the west (in the same building) is Milliporo Sigma – a leading supplier in the life sciences industry. The building immediately to the south is home to Heartland Harvest, and plant-based food producer. Buildings to the west are operated by International Power Conductors and Hoekstra Transportation. The property to the north and the west is currently vacant.

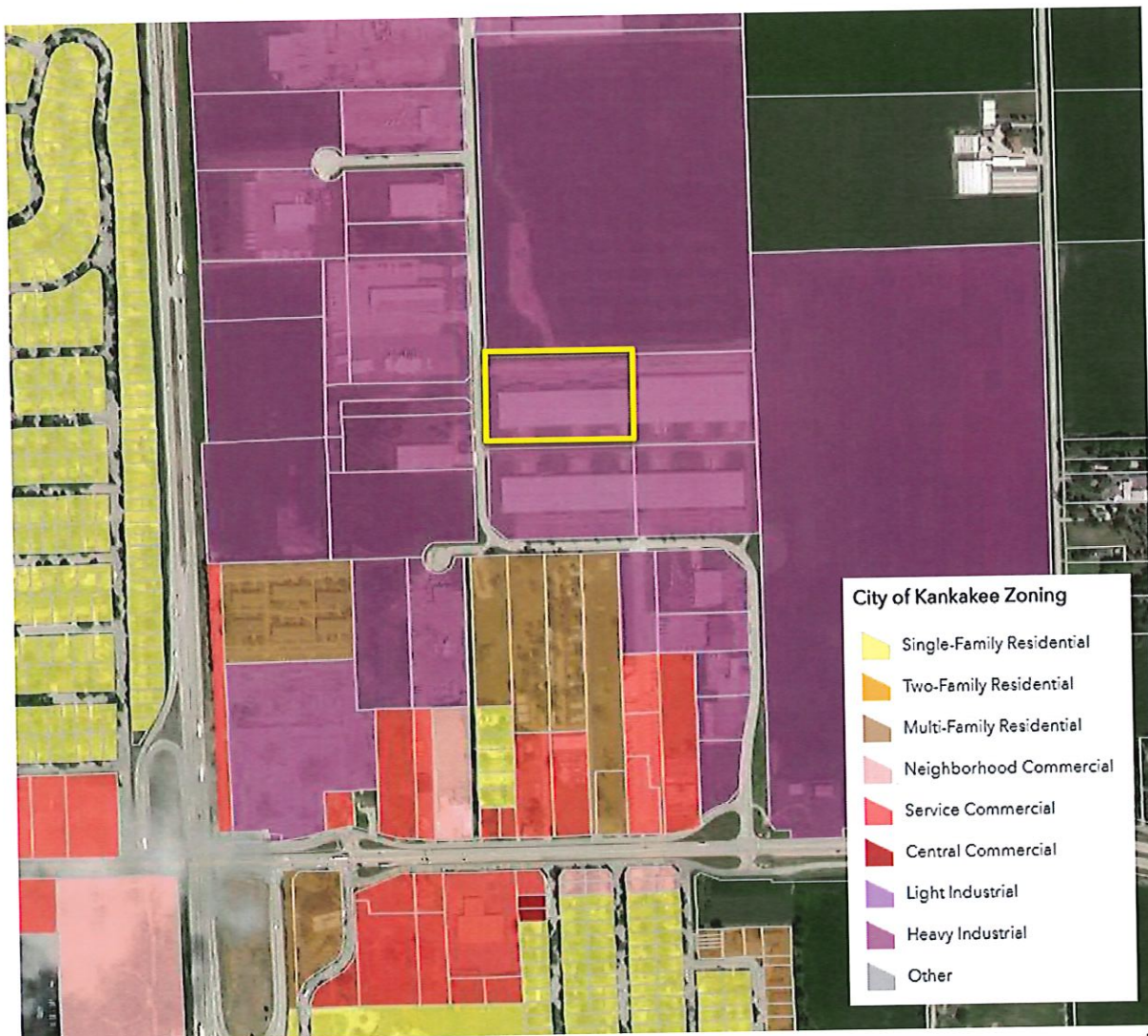
The nearest residential use is an existing mobile home park south of Eastgate Industrial Parkway. This mobile home park is zoned R-3. It should be noted that this mobile home park does not have a conditional use, and thus can not be expanded unless such a conditional use were to be requested and approved. The Future Land Use Plan approved with the recent East Court TIF suggested a long-term conversion of the mobile home park to commercial or industrial use.

STANDARDS USED TO EVALUATE CONDITIONAL USES

The factors for reviewing a Conditional Use are established to ensure that the proposed development is consistent with the goals and objectives of the Zoning Ordinance. The following factors for evaluating a Conditional Use are provided in Section 12.04.C.6 of the code. These factors should be considered when reviewing the proposed Conditional Use, along with any other evidence the Planning Board considers relevant.

- a) Existing and/or proposed uses and zoning classification relating to the subject property, abutting zoning lots, the surrounding neighborhood, and the City as a whole;

The subject property is in the Eastgate Industrial Park, just north of Court Street on the east side of I-57. The property has an existing industrial building with other industrial tenants and is zoned I-2 Heavy Industrial. Other nearby properties within the industrial park are also zoned industrial, with a few multi-family zoned (mobile home park) residential and some commercial parcels to the south.





b) Suitability for proposed uses and/or improvements;

The applicant plans to retrofit one unit in the existing industrial building for the Cannabis Craft Grow operation. The site is an appropriate location for this type of use given its location in the industrial park, which is isolated on the edge of the City and east of the I-57. The proposed use generally does not attract a lot of customers and Mr. Alexander only expects to have 11 employees total, so the use therefore does not contribute much additional traffic in the area, nor does it require additional parking. The City's business licensing regulations for this type of business, and State requirements, require extensive security systems which should enhance safety in and around the proposed business.

c) Development trends in the general area including changes to land use or prior amendments to the Zoning Ordinance, thereby altering conditions for use and development;

The area is mostly built out and there has been very little development happening in the immediate area. The Eastgate Industrial Park is mostly industrial/manufacturing in nature, with some commercial uses nearby. Except for the mobile home park and a few single-family homes to the south, closer to Court Street, the industrial park is generally isolated from residential uses given its location north of Court Street and east of I-57.

d) Official Comprehensive Plan including compliance with the stated objectives, and the impact on said objectives, of granting said conditional use; Maintenance of the public's health, safety and general welfare; and,

The City's Comprehensive Plan shows this property for industrial use, and outlines several economic development goals such as to "attract business and industry to locate within the City" and to "ensure that the City has the resources available to support the location of business and industry within the City." The proposed project will promote the goals of the Comprehensive Plan by providing appropriate commercial development in the City.

e) **Enjoyment of property by neighbors for its intended use.**

Because the subject property is in an industrial park and the building and site have an existing industrial use, the proposed use for this property should not be a disturbance to the area. Additionally, all the activity associated with the proposed use will be contained within the building and will not attract a lot of customers so it should not contribute additional traffic in the neighborhood or require a lot of additional parking.

Other City Regulations

In addition to the zoning requirements, the City of Kankakee adopted an Ordinance Regulating Adult-Use Cannabis Business Organizations in late 2019. This ordinance details business licensing requirements and is fairly extensive. Requirements include:

- Insurance requirements
- A security plan
- A diversity plan
- A utility plan
- Provisions for inspections
- A requirement for a cannabis impact agreement

RECOMMENDATION

Subject to any testimony provided at the Public Hearing, and assuming the Planning Board recommends the proposed zoning ordinance amendment to reduce the residential setback for craft growers, we recommend approval, subject to the following:

1. *Emissions of odorous matter, produced by, or associated with, the proposed use and/or activity shall not originate, and consequently, be disseminated and/or discharged across lot lines, in concentrations determined to negatively impact the health, safety, comfort, and/or welfare of the general public.*
2. *The Conditional Use is contingent on the applicant obtaining a Craft Grower license from the State of Illinois. Once obtained, the applicant must provide a copy of that license to the City Planning Department, along with any subsequent reports from State inspections related to this property. If no State of Illinois Craft Grower license is obtained within 2 years of the approval of this conditional use, the approval shall be automatically rescinded.*
3. *The applicant applies for and receives an Adult-Use Cannabis Business Permit for the City of Kankakee.*

**City of Kankakee
PLANNING BOARD**

RECOMMENDATION FOR A CONDITIONAL USE PERMIT
(Case #PB2020-2-2)

The Honorable Mayor and City Council
City of Kankakee, Illinois

March 19, 2020

**Re: Request for Conditional Use Permit for an
Adult-Use Cannabis Craft Grower Facility in
I-2 District at 2409 Eastgate Industrial
Parkway**

Ladies and Gentlemen:

We submit for your consideration recommendations adopted by the Planning Board of the City of Kankakee on an application by Matt Alexander on behalf of the property owner AH Alliance LLC and the proposed Cannabis Craft Grower Exan LLC requesting a Conditional Use Permit for an Adult-Use Cannabis Craft Grower Facility in the I-2 Zoning District at 2409 Eastgate Industrial Parkway. After due notice, as required by law, the Planning Board held a public hearing on Tuesday, March 17th, 2020, at the hour of 7:00 p.m. in the Council Chambers, Donald E. Green Public Safety Building, 385 E. Oak Street, Kankakee, Illinois.

Regarding the conditional use, after hearing the evidence and reviewing the document exhibits submitted, the Planning Board does hereby find as follows:

- a) The subject property (PIN #16-09-34-300-096) is in the Eastgate Industrial Park, just north of Court Street on the east side of I-57. The property has an existing industrial building with other industrial tenants and is zoned I-2 Heavy Industrial. Other nearby properties within the industrial park are also zoned industrial, with a few multi-family zoned (mobile home park) residential and some commercial parcels to the south.
- b) The applicant plans to retrofit one unit in the existing industrial building for the Cannabis Craft Grow operation. The site is an appropriate location for this type of use given its location in the industrial park, which is isolated on the edge of the City and east of the I-57. The proposed use generally does not attract a lot of customers and Mr. Alexander only expects to have 11 employees total, so the use therefore does not contribute much additional traffic in the area, nor does it require additional parking. The City's business licensing regulations for this type of business, and State requirements, require extensive security systems which should enhance safety in and around the proposed business.
- c) The area is mostly built out and there has been very little development happening in the immediate area. The Eastgate Industrial Park is mostly industrial/manufacturing in nature, with some commercial uses nearby. Except for the mobile home park and a few single-family homes to the south, closer to Court Street, the industrial park is generally isolated from residential uses given its location north of Court Street and east of I-57.

- d) The City's Comprehensive Plan shows this property for industrial use, and outlines several economic development goals such as to "attract business and industry to locate within the City" and to "ensure that the City has the resources available to support the location of business and industry within the City." The proposed project will promote the goals of the Comprehensive Plan by providing appropriate commercial development in the City.
- e) Because the subject property is in an industrial park and the building and site have an existing industrial use, the proposed use for this property should not be a disturbance to the area. Additionally, all the activity associated with the proposed use will be contained within the building and will not attract a lot of customers so it should not contribute additional traffic in the neighborhood or require a lot of additional parking.

The Planning Board recommends the following conditions be included in the Ordinance approving the Conditional Use:

1. *Emissions of odorous matter, produced by, or associated with, the proposed use and/or activity shall not originate, and consequently, be disseminated and/or discharged across lot lines, in concentrations determined to negatively impact the health, safety, comfort, and/or welfare of the general public.*
2. *The Conditional Use is contingent on the applicant obtaining a Craft Grower license from the State of Illinois. Once obtained, the applicant must provide a copy of that license to the City Planning Department, along with any subsequent reports from State inspections related to this property. If no State of Illinois Craft Grower license is obtained within 2 years of the approval of this conditional use, the approval shall be automatically rescinded.*
3. *The applicant must apply for and receive an Adult-Use Cannabis Business Permit from the City of Kankakee.*
4. *The City Council approves a proposed text amendment to the zoning ordinance to reduce the required setback from residentially zoned property from 1,500' to 400'.*

Therefore, by a vote of four (4) yes, zero (0) no, and three (3) abstentions, the Planning Board hereby recommends that the above application requesting a Conditional Use Permit for an Adult-Use Cannabis Craft Grower Facility be approved *subject to the conditions noted above.*

Respectfully,

Planning Board of the City of Kankakee

By: 

Michael E. Hoffman, AICP, PLA
Vice President, Teska Associates, Inc.
City of Kankakee Planning Consultant
For: Loretto Cowhig, Planning Board
Chair

MINUTES

Date: April 9, 2020
From: Chris Curtis
City of Kankakee - 6th Ward Alderman
Re: License & Franchise Committee

Attending:	<u>Committee Members</u>	<u>Other City Officials & Guests</u>
	Alderman Chris Curtis - Chair	Alderwoman Gall
	Alderman David Crawford - Vice Chair	
	Alderman James Faford	
	Alderman Tyler Tall	
	Alderman Carl Brown	

- Meeting Called to Order via Zoom video conferencing at 5:41 p.m. by Alderman Curtis

Public Comment

- None

Minutes Review

- Motion made by Alderman Crawford to approve minutes from March 5, 2020. 2nd by Alderman Faford and motion unanimously approved.

Report / Updates from Utility Representatives

- None

Old Business

- Taxi and limo license discussion will be discussed at later committee meeting. Committee will concentrate on liquor ordinance.
- The following sections of the Ordinance was discussed:

1) Article 2, Section 4.13 (3): **Hearing shall be informal and and strict adherence to the rules of evidence is not required.** Committee recommends should be formal and strict adherence to the rules of evidence should be required and on record. If appeal to State, then evidence will need to be record.

2) Article 2, Section 4.13 (6): **The order shall be served on the licensee by regular mail.** All other sections required certified mail and Committee recommends that all orders or notices should be by certified mail.

3) Article 3, Section 4.21 (10): **Questions regarding entertainment.** Committee recommends no change.

4) Article 3, Section 4.22 (4): **Question about how to provide State liquor license prior to receiving City license.** Committee discussed that this section is for renewal of license and City should see of copy of current State license. Committee recommends no change.

5) Article 3, Section 4.23: **Removal of license committee of city council for hearing denial or refusal. Section 4.23 (14) (b) adds new language Liquor commissioner is sole authority for hearing on notice of denial.** Committee that License & Franchise committee continue to hear an appeal for denial. Provides representatives from all wards in City to hear appeal versus single source.

6) Article 3, Section 4.23 (a) (3): **Changed applicant shall reside in City for one year prior from previously requiring that applicant reside in County for 1 year prior.** Committee recommends that requirement remain residing in County versus City for 1 year.

7) Article 3, Section 4.26: **Application now has to be submitted 30 days prior to expiration or late fee.** Committee asking what is the amount of the late fee?

8) Article 3, Section 4.28 (b): **New language that licensee responsible for agents and employees and license be suspended or revoked whether or not they knowingly or have actual knowledge of unlawful acts.** Committee recommends procedure for determining action (i.e. warning, licensee terminates employee, etc.)

9) Article 4, Section 4.40: **Class A Taverns & Lounges: Prepackaged and/or heated food can be sold, but the establishment must not derive more than 15% of sale is food sales.** Committee asking why can't not have more than 15% from food sales?

10) Article 4, Section 4.40: **Class L License.** Committee asking for clarification of this License. Example?

11) Article 4, Section 4.41: **Addition of supplemental licenses.** Committee asking for why adding such. Why need for Outdoor consumption (does this include beer garden and/or decks), video gaming? Is there a cost for supplemental licenses?

12) Article 4, Section 4.41 (O) (e): **No alcoholic liquor sales or consumption may take place in the outdoor area after 12:00 a.m.** Committee asking for understanding why 12:00 a.m. and not closing at 2:00 a.m. Establishments with beer garden or patio (On the Rox, Eddies, Paul's Place) would not be able to utilize area's till close. Committee recommends allowing till close of business or 2:00 a.m., whichever is earlier.

13) Article 4, Section 4.41(R): **Allows for hours to be extended to 5:00 a.m.** Committee recommends no sales or consumption after 2:00 a.m.

14) Article 5: **Video Gaming License:** Committee asking why adding video gaming to this ordinance. State already regulates video gaming and has very detailed compliance standards. Adding additional regulations will require more resources on the City. Committee recommends to follow State regulations and let State enforce compliance.

15) Article 6, Section 4.82: **Prohibits glass containers more than 20 fluid oz.** Committee recommends to match 32 fluid oz. restriction or change other area that mentions 32 fluid oz. to match.

16) Article 6, Section 4.83 (b): **Must be closed from 2:00 a.m. till 10:00 a.m. on Sundays.** Committee recommends must liquor may be sold beginning at 8:00 a.m. on any Sunday.

17) Article 6, Section 4.87 (a): **It shall be unlawful for licensed establishment to employ or allow any personal under the age of 21 to tend bar, draw, open or mix alcoholic liquor or to dispense, sell or deliver any alcoholic liquor.** Committee recommends that a restaurant server under 21 be able to deliver alcoholic drink to table. Believe State allows such and many servers in a restaurant are under 21.

18) Article 6, Section 4.87 (c): **It shall be unlawful for any establishment holding a Class A license to allow anyone under the age of 21 to enter.** License owners commented that own taverns have retirement party, bridal shower, etc. and often siblings attend or our license family member comes to the tavern with parent to clean or be cared for. Committee recommends to continue to allow, but add language such as can't sit at bar, limited to 10:00 p.m.

19) Article 6, Section 4.91 (b): **Each retailer dispensing draught beer shall have coils and other equipment used in draught beer cleaned at least once every week in some manner or means...** Committee recommends to follow State statute of draught beer lines being cleaned every 2 weeks. Adding every week can add an additional up to substantial cost to owners (\$1,500 annually or more).

20) Article 6, Section 4.93: **All licensed establishments shall install and maintain in good working order video recording and monitoring equipment and shall maintain video recordings for a minimum of 30 days....** Most establishments already have video recording and have equipment and software to maintain video for 14 days. Increasing to 30 days could add a cost burden to establishments. Committee recommends 14 days to maintain video recordings.

21) Article 6, Section 4.94: **It is responsibility of licensee under this Chapter to provide updated documentation, including Basset certificates, food and sanitation licenses, State Liquor license, insurance documentation and lease to local commissioner within 48 hours of any change or expiration.** State mandates update within 120 days. Committee recommends increases 48 hours to 15 or 30 days.

New Business

- None

Executive Session

- None

- Motion made by Alderman Crawford to adjourn meeting at 6:44 p.m. 2nd by Alderman Faford and motion approved.

FILED

2020 APR 16 AM 10:50

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CITY OF KANKAKEE
ACCOUNTS PAYABLE

APRIL 20, 2020

FILED

2020 APR 16 AM 10:50

Richard Jones
City of Kankakee

<u>VENDOR</u>	<u>CHECK#</u>	<u>DATE</u>	<u>AMOUNT</u>
ADCRAFT PRINTERS	76270	4/20/2020	858.05
ADVANTAGE COPIER EQPMT &	76271	4/20/2020	193.40
AIR ONE EQUIPMENT, INC	76272	4/20/2020	180.00
ALL POWER EQUIPMENT	76273	4/20/2020	29.79
AT&T	76274	4/20/2020	571.25
BEST MUFFLER	76275	4/20/2020	281.51
BOUND TREE MEDICAL LLC	76276	4/20/2020	796.38
CALEA	76277	4/20/2020	4,545.00
CAPS TEES	76278	4/20/2020	762.00
CELLAR GRAPHICS INC	76279	4/20/2020	2,234.00
CHRISTIENSEN AUTO PARTS	76280	4/20/2020	341.34
CITY OF KANKAKEE	76281	4/20/2020	121.75
CLARA HALL JOHNSON	76282	4/20/2020	1,000.00
COMCAST	76283	4/20/2020	321.55
COMED	76284	4/20/2020	127.00
CONSTELLATION NEWENERGY	76285	4/20/2020	2,056.63
DEPKE GASES & WELDING SU	76286	4/20/2020	100.61
DEUSCHLE GILMORE INS AGE	76287	4/20/2020	236.00
DILIGENT DETECTIVE AGENC	76288	4/20/2020	120.00
ENVIRONMENTAL SVCS UTILI	76289	4/20/2020	7,500.97
EVIDENT, INC.	76290	4/20/2020	100.43
FERNO-WASHINGTON-INC	76291	4/20/2020	6,715.05
FLEETPRIDE	76292	4/20/2020	57.96
HOMESTAR TITLE COMPANY	76293	4/20/2020	50.00
IL FIRE & POLICE EQUIPME	76294	4/20/2020	52.00
JOE'S AUTOMOTIVE INC	76295	4/20/2020	698.21
KANKAKEE ACE HARDWARE	76296	4/20/2020	46.63
KANKAKEE COUNTY RECORDER	76297	4/20/2020	350.00
KANKAKEE COUNTY SHERIFF	76298	4/20/2020	1,200.00
KANKAKEE GAS N WASH	76299	4/20/2020	120.00
KARLA GIFFORD	76300	4/20/2020	1,575.00
KC COMMUNICATIONS	76301	4/20/2020	204.18
LABSOURCE, INC	76302	4/20/2020	478.20
MEDICAL REIMBURSEMENT SE	76303	4/20/2020	9,072.19
MUNICIPAL COLLECTION SER	76304	4/20/2020	213.34
ODELSON & STERK LTD	76305	4/20/2020	30,394.45
PIGGUSH ENGINEERING INC	76306	4/20/2020	445.50

QUILL CORPORATION	76307	4/20/2020	1,063.44
SCHUYLER AVENUE PROPERTI	76308	4/20/2020	6,000.00
STEVENSON AUTO REPAIR	76309	4/20/2020	912.56
STRYKER SALES CORPORATIO	76310	4/20/2020	54.05
TECHNOLOGY MGMT REVOLVIN	76311	4/20/2020	406.70
TESKA ASSOCIATES INC	76312	4/20/2020	15,404.11
THE DAILY JOURNAL	76313	4/20/2020	357.12
TRANSUNION RISK AND ALTE	76314	4/20/2020	94.00
UNIVERSITY OF ILLINOIS	76315	4/20/2020	400.00
US BANK EQUIPMENT FINANC	76316	4/20/2020	326.69
USIQ INC.	76317	4/20/2020	740.00
VANSCO SUPPLY, INC.	76318	4/20/2020	180.50
3SI SECURITY SYSTEMS INC	76319	4/20/2020	216.00

Total			100,305.54
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ALEXIS FIRE EQUIPMENT	76269	4/8/2020	167,379.00
BORYSOW APPRAISAL	3004	3/17/2020	3,500.00
BOB RIDINGS CHRYSLER	3005	4/8/2020	67,209.00
ENTERPRISE FM TRUST	3006	4/8/2020	2,531.37
PIGGUSH ENGINEERING	3007	4/8/2020	5,712.25
WADE LEBEAU	3009	4/8/2020	3,975.00
OELSON & STERK	3011	4/8/2020	165.00
HALL SIGNS	1173	4/9/2020	888.32
KANKAKEE ACE HARDWARE	1174	4/9/2020	46.52
TRAFFTECH	1175	4/9/2020	1,206.30
V3 COMPANIES	1176	4/9/2020	22,692.43
PIGGUSH ENGINEERING	1177	4/9/2020	3,190.25
PIGGUSH ENGINEERING	1177	4/9/2020	155.61
PIGGUSH ENGINEERING	1177	4/9/2020	39053.3

TOTAL 4/20/2020			\$ 418,009.89
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CITY OF KANKAKEE
ACCOUNTS PAYABLE
CDA

April 20, 2020

FILED

2020 APR 16 AM 7:57

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VENDOR	CHECK#	DATE	AMOUNT	FUND
City of Kankakee	14060	7-Apr-20	3,118.39	GENERAL
Cynthia Byrd	14061	7-Apr-20	281.76	GENERAL
Ford Excavating	14062	8-Apr-20	29,636.50	GENERAL
Nicor	ach	15-Apr-20	41.86	GENERAL
City of Kankakee	14063	15-Apr-20	32,565.12	GENERAL
City of Kankakee	14064	15-Apr-20	12,456.55	GENERAL
Heritage Exec Center	14065	15-Apr-20	4,077.00	GENERAL
Viers Coffee	14066	15-Apr-20	47.70	GENERAL
A Plus Home Improvements	4347	15-Apr-20	3,713.83	LEAD
Allers Aluminum	4348	15-Apr-20	2,407.38	LEAD
City of Kankakee	4349	15-Apr-20	74,380.32	LEAD
Home Furniture, Plumbing	4350	15-Apr-20	2,583.12	LEAD
Jevin Boswell	4351	15-Apr-20	8,538.67	LEAD
Sanchez Environmental	4352	15-Apr-20	5,432.62	LEAD

CDA TOTAL

179,280.82

CITY OF KANKAKEE, ILLINOIS

ORDINANCE NO. 2020 – __

**ORDINANCE DECLARING CERTAIN PROPERTY SURPLUS OF
THE CITY OF KANKAKEE – KANKAKEE FIRE DEPARTMENT -
AND AUTHORIZING THE SALE THEREOF**

**ADOPTED BY THE
CITY COUNCIL OF THE
CITY OF KANKAKEE
THIS
20TH DAY OF APRIL, 2020**

**Published in pamphlet form by authority
of the City Council of the City of Kankakee,
Kankakee County, Illinois, this 20th day of April, 2020**

ORDINANCE NO. 2020 - __

**ORDINANCE DECLARING CERTAIN PROPERTY SURPLUS OF
THE CITY OF KANKAKEE – KANKAKEE FIRE DEPARTMENT -
AND AUTHORIZING THE SALE THEREOF**

WHEREAS, the City of Kankakee - Kankakee Fire Department – own certain properties as hereafter described, to wit:

ITEM(S) TO BE DECLARED SURPLUS:

2008 FORD F450 SUPER DUTY – VIN# 1FDXF46R68EB95493

WHEREAS, said item(s) have been in control and used by the City of Kankakee – Kankakee Fire Department

WHEREAS, the said item(s) are of no further use to the City of Kankakee - Kankakee Fire Department - and should be declared surplus and sold or otherwise disposed of,

THEREFORE BE IT ORDAINED by the Mayor and the City Council of the City of Kankakee, Kankakee County, Illinois as follows:

SECTION I

That the following item(s) be and are hereby declared surplus property:

2008 FORD F450 SUPER DUTY – VIN# 1FDXF46R68EB95493

SECTION II

The Mayor, or his designate, is hereby authorized and directed to sell, destroy or give away said item(s) of personal property, with or without bid, as his discretion may direct, for sale at the most favorable price.

SECTION III

The net proceeds from the sale of any of the aforesaid item(s) declared surplus, shall be paid over to the City of Kankakee.

That all ordinances or parts thereto inconsistent with this Ordinance be and hereby are repealed.

SECTION IV

That this Ordinance shall be in full force and effect from and after its adoption and approval as provided by law.

ADOPTED this 20th day of April, 2020 pursuant to a roll call vote as follows:

AYES: —

NAYS: —

ABSTAIN: —

ABSENT: —

APPROVED this 20th day of April, 2020.

Chasity Wells-Armstrong, Mayor

ATTEST: _____
Anjanita Dumas, C.M.C., City Clerk

THE CITY OF KANKAKEE
KANKAKEE COUNTY, ILLINOIS

ORDINANCE NUMBER 2020 -__

**ORDINANCE AMENDING CHAPTER 10, ARTICLE II, SECTION 10-27 OF THE
MUNICIPAL CODE OF THE CITY OF KANKAKEE, ILLINOIS "ORDERS AUTHORIZED"
WHEN A "LOCAL STATE OF EMERGENCY" IS DECLARED BY THE MAYOR**

CHASITY WELLS-ARMSTRONG, Mayor
ANJANITA DUMAS, C.M.C., City Clerk

MICHAEL PRUDE
CHERRY MALONE-MARSHALL
MICHAEL O'BRIEN
STACY GALL
DAVID CRAWFORD
LARRY OSENGA
DANITA SWANSON

JAMES A. FAFORD
TYLER D. TALL, SR.
CARMEN LEWIS
CHRISTOPHER CURTIS
MICHAEL COBBS
FRED TETTER
P. CARL BROWN

Aldermen

Published in pamphlet form by authority of the Mayor and City Council of the City of Kankakee on
4/20/2020 ODELSON, STERK, MURPHEY, FRAZIER & McGRATH, LTD. - City Attorneys
3318 West 95th Street - Evergreen Park, Illinois 60805

ORDINANCE NUMBER 2020 - ____

ORDINANCE AMENDING CHAPTER 10, ARTICLE II, SECTION 10-27 OF THE MUNICIPAL CODE OF THE CITY OF KANKAKEE, ILLINOIS "ORDERS AUTHORIZED" WHEN A "LOCAL STATE OF EMERGENCY" IS DECLARED BY THE MAYOR

WHEREAS, the City of Kankakee, Kankakee County, Illinois (the "*City*") is a home rule municipality pursuant to Section 6(a), Article VII of the 1970 Constitution of the State of Illinois, and as such may exercise any power and perform any function pertaining to its government and affairs (the "*Home Rule Powers*");

WHEREAS, the Illinois Municipal Code, 65 ILCS 5/11-1-6, provides for the declaration of a state of emergency and the grant of extraordinary authority to the Mayor by the corporate authorities; and

WHEREAS, the Illinois Emergency Management Agency Act, 20 ILCS 3305/11, further provides for emergency local disaster declaration by the principal executive officer or his or her interim emergency successor; and

WHEREAS, on April 6, 2020, the City passed Ordinance No. 20-45, which amended the Mayor's emergency powers; and

WHEREAS, the Budget Committee met on April 13, 2020 and requested an amendment to Section 10-27 "Orders Authorized" by adding paragraph (9); and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Kankakee, Kankakee County, Illinois, as follows:

ARTICLE 1

The foregoing recitals shall be and are hereby incorporated as findings of fact as if said recitals were fully set forth herein.

Section 10-27. Orders authorized.

After the proclamation of a Local State of Emergency, the Mayor may also, in the interest of public safety and welfare, and to address this issue caused threatened by emergency, make take any and all of the following actions by executive order during the state of emergency:

- 1) All actions reasonably necessary to respond to the emergency; and
- 2) Approve previously appropriated expenditures of the City for the purpose of continuing the operations of the municipality; and
- 3) In the event the Local State of Emergency extends beyond the current fiscal year and a new budget has not been approved, the City Mayor shall be authorized to approve new spending by the City during the existence of the Local State of Emergency; and
- 4) Order the closing of all retail liquor stores, including taverns and private clubs or portions thereof wherein the consumption of intoxicating liquor and beer is permitted; and
- 5) Order the discontinuance of the sale of alcoholic liquor by any wholesaler or retailer; and
- 6) Order the discontinuance of selling, distributing or giving away gasoline or other liquid flammable or combustible products in any container other than a gasoline tank properly affixes to a motor vehicle; and
- 7) Order the discontinuance of selling, distributing, dispensing or giving away of any firearms or ammunition of any character whatsoever; and
- 8) Issue such other orders as are imminently necessary for the protection of life and property.
- 9) Any expenditures approved by the Mayor during the existence of a local state of emergency shall appear on the Accounts Payable/Warrants, presented at the next City Council meeting.

ARTICLE 2

All other provisions contained in Ordinance No. 20-45 remain unchanged and are in full force and effect.

ARTICLE 3

SEVERABILITY. If any provisions of this Ordinance or application thereof to any person or circumstances if ruled unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid application of provision, and each invalid provisions or invalid application of this Ordinance if severable.

(Intentionally Left Blank)

ADOPTED by the Mayor and City Council of the City of Kankakee, Kankakee County, Illinois this 20th day of April 2020, pursuant to a roll call vote, as follows:

	YES	NO	ABSENT	PRESENT
PRUDE				
MALONE-MARSHALL				
O'BRIEN				
GALL				
CRAWFORD				
ONSENGA				
SWANSON				
FAFORD				
TALL				
LEWIS				
CURTIS				
COBBS				
TETTER				
BROWN				
MAYOR WELLS-ARMSTRONG				
TOTAL				

APPROVED by the Mayor of the City of Kankakee, Kankakee County, Illinois on this 20th day of April, 2020.

CHASITY WELLS-ARMSTRONG, Mayor

ATTEST:

ANJANITA DUMAS, C.M.C., City Clerk

THE CITY OF KANKAKEE

KANKAKEE COUNTY, ILLINOIS

ORDINANCE NUMBER 2020 - ____

BUDGET AND ANNUAL APPROPRIATIONS ORDINANCE FOR THE KANKAKEE ENVIRONMENTAL SERVICES UTILITY, KANKAKEE COUNTY, ILLINOIS FOR THE FISCAL YEAR 2020-2021

**CHASITY WELLS-ARMSTRONG, Mayor
ANJANITA DUMAS, C.M.C., City Clerk**

**MICHAEL PRUDE
CHERRY MALONE-MARSHALL
MICHAEL O'BRIEN
STACY GALL
DAVID CRAWFORD
LARRY OSENGA
DANITA SWANSON**

**JAMES A. FAFORD
TYLER D. TALL, SR.
CARMEN LEWIS
CHRISTOPHER CURTIS
MICHAEL COBBS
FRED TETTER
P. CARL BROWN**

Aldermen

ORDINANCE NO. 2020 - _____

**BUDGET AND ANNUAL APPROPRIATIONS ORDINANCE
FOR THE KANKAKEE ENVIRONMENTAL SERVICES UTILITY,
KANKAKEE COUNTY, ILLINOIS FOR THE FISCAL
YEAR 2020-2021**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF KANKAKEE, ILLINOIS

SECTION I.

That attached hereto as Exhibit A is a detailed statement of Section 1 being the sums of money hereby appropriated for the necessary expenses and liabilities of the Kankakee Environmental Services Utility, County of Kankakee, State of Illinois, for the fiscal year beginning on the 1st day of May, A.D. 2020 and ending on the 30th day of April, A.D. 2021.

SECTION II.

In case of vacancy in any office specified in the Ordinance, the Superintendent of the Environmental Services Utility, will not be required to fill such office, if, in his judgment or discretion, there is not necessity therefore.

SECTION III.

By a vote of two-third's of the Utility Board, this Appropriation Ordinance may be revised by deleting, adding to, changing, or creating new objects or purposes for which appropriations have or may be made. No revision of the Appropriation Ordinance shall be made adding to the total amount appropriated unless additional funds have been made available during the fiscal year.

SECTION IV.

This Appropriation Ordinance is adopted pursuant to procedure set forth in the Illinois Municipal Code, provided any limitation in the Illinois Municipal Code in conflict with this Ordinance shall not be applicable to this Ordinance, pursuant to Section 6 Article VII of the Constitution of the State of Illinois.

SECTION V.

All unexpended balance of any item or items of any general appropriations made by this Ordinance may be expended in making up the deficiency for any item or items in this appropriation ordinance pursuant to Section III above. Nothing herein shall be construed to

prohibit the right to make redistribution and allotment of funds herein appropriated when the same have been found to be greater than or less than the amount actually needed for the purpose for which such amounts are appropriated.

SECTION VI.

If any item or part of the foregoing appropriation bill shall for any reason be deemed invalid it shall not be held to effect the validity of any other item or items or parts of this ordinance which be valid.

SECTION VII.

This Ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

ADOPTED by the Mayor and City Council of the City of Kankakee, Kankakee County, Illinois this 20th day of April 2020, pursuant to a roll call vote, as follows:

	YES	NO	ABSENT	PRESENT
PRUDE				
MALONE-MARSHALL				
O'BRIEN				
GALL				
CRAWFORD				
OSENGA				
SWANSON				
FAFORD				
TALL				
LEWIS				
CURTIS				
COBBS				
TETTER				
BROWN				
MAYOR WELLS-ARMSTRONG				
TOTAL				

APPROVED by the Mayor of the City of Kankakee, Kankakee County, Illinois on this
20th day of April 2020.

CHASITY WELLS-ARMSTRONG, Mayor

ATTEST:

ANJANITA DUMAS, C.M.C. City Clerk

ESU BUDGET 2020 - 2021

EXPENDITURE REPORT

51 KESU - SEWER FUND EXPENDITURES

10 SEWER FD - ADMINISTRATION

		ORIGINAL MAY 2019	PROJECTED	BUDGET 2020 - 2021
401	SUPERVISORY SALARIES	335,000	326,100	337,500
405	UTILITY BOARD	5,400	5,400	5,400
451	FICA/MEDICARE	222,748	212,000	224,200
452	IMRF EMPLOYER	304,304	300,100	350,000
453	STATE UNEMPLOYMENT	17,000	18,000	18,000
454	WORKERS COMP INSURANCE	301,844	257,808	301,844
456	HEALTH INSURANCE	765,288	765,288	841,252
502	SUPPLIES	2,000	2,000	2,000
521	AUDIT SERVICES	29,000	30,000	30,000
522	CONTRACTUAL SERVICES	225,000	225,000	225,000
524	COLLECTION EXPENSE	660,000	635,000	715,000
536	LIABILITY INSURANCE	100,000	85,692	100,000
546	PUBLICATIONS/MATERIALS	6,000	6,000	6,000
547	DUES/MEMBERSHIPS	3,000	300	3,000
548	CONFERENCES/SEMINARS	3,500	1,850	4,500
549	TRAVEL EXPENSES	1,500	150	1,500
556	POSTAGE	250	0	250
561	SPACE CENTER LEASE	124,381	143,000	165,450
566	SAFETY PROGRAM	10,000	10,000	10,000
###	LEGAL EXPENSE	150,000	150,000	150,000
###	CAPITAL	600,000	800,000	600,000
TOTAL SEWER FD - ADMINISTRATION		3,866,215	3,973,688	4,090,896

20 SEWER SERVICES GROUP

401	SUPERVISORY SALARIES	80,000	79,800	81,400
402	CLERICAL SALARIES	48,000	0	20,500
404	LABOR	583,800	508,000	581,700
410	OVERTIME	30,000	14,000	30,000
415	ON-CALL PAY	15,000	14,500	15,300
420	CERTIFICATION/LONGEVITY	16,000	18,200	18,500
501	OFFICE SUPPLIES	1,000	1,000	1,000
502	MATERIALS & SUPPLIES	35,000	51,100	50,250
503	REPLACEMENT PARTS	5,000	5,000	5,000
504	CHEMICALS	5,000	11,400	12,000
512	FUEL	25,000	21,000	25,000
514	LUBRICANTS	10,000	6,500	10,000
518	UNIFORM/RUG SERVICE	5,000	5,500	5,500
522	CONTRACTUAL INSPECTION	10,000	550	10,000
527	CUSTODIAL SERVICES	115,000	100,500	115,000
551	ELECTRICITY	75,000	85,000	85,000

552	NATURAL GAS	18,000	3,000	18,000
554	TELEPHONE	19,000	16,000	16,000
555	WATER	30,000	11,500	30,000
572	VEHICLE MAINTENANCE & REPAIR	50,000	50,000	45,000
577	BUILDINGS & GROUNDS MAINT & REP	150,000	190,000	223,000
601	RESERVE/REPL EXPENSES	-		
TOTAL SEWER SERVICES GROUP		1,325,800	1,192,550	1,398,150

30 WASTEWATER TREATMENT

553	WASTEWATER TREATMENT	5,800,000	5,733,600	5,781,600
TOTAL WASTEWATER TREATMENT		5,800,000	5,733,600	5,781,600

33 TECHNICAL SERVICES GROUP

401	SUPERVISORY SALARIES	80,000	80,000	70,000
402	CLERICAL SALARIES	0	0	0
403	TECHNICAL SALARIES	205,000	205,000	209,100
404	LABOR	207,275	180,000	180,000
410	OVERTIME	5,000	1,700	4,000
415	ON-CALL PAY	18,000	10,000	10,200
420	CERTIFICATION/LONGEVITY	3,000	1,650	2,000
502	SUPPLIES	65,000	65,000	90,250
503	REPLACEMENT PARTS	25,000	25,000	36,400
512	FUEL	2,000	1,700	2,000
526	TECHNICAL SUPPORT	25,000	23,000	25,000
554	TELEPHONE	2,000	2,000	2,000
571	TECHNICAL MAINTENANCE	4,000	4,000	4,000
572	VEHICLE MAINTENANCE & REPAIR	4,000	1,500	4,000
581	TECHNICAL REPAIR	15,000	15,000	25,000
601	CAPITAL REPAIR / REPLACEMENT	-		
TOTAL TECHNICAL SERVICES GROUP		660,275	615,550	663,950

40 LABORATORY SERVICES GROUP

401	SUPERVISORY SALARIES	91,000	93,231	93,500
402	CLERICAL SALARIES	58,000	59,265	59,500
403	TECHNICAL SALARIES	325,000	267,520	270,000
410	OVERTIME	200	200	200
420	CERTIFICATION/LONGEVITY	12,000	2,795	3,000
502	LAB SUPPLY	70,000	65,500	70,000
503	AA SUPPLY	20,000	18,000	20,000
506	CLEANING/COMMODITIES	800	800	800
512	FUEL	3,000	2,700	3,000
517	SAFETY SUPPLY	800	800	800
522	LABORATORY/CONTRACTUAL SVCS	180,000	155,000	160,000
526	COMPUTER SUPPORT	2,000	1,750	2,000
529	QC/QA STANDARDS	10,500	9,170	10,000
530	CHEMICAL WASTE DISPOSAL	2,000	1,700	2,000
546	REFERENCE MATL/HANDBOOKS	800	900	1,000
553	WATER	2,200	2,100	2,300
554	TELEPHONE	460	460	460

556	POSTAGE	3,000	1,700	1,900
558	COPYING/PRINTING	1,200	1,000	1,200
571	EQUIPMENT SERVICE	30,000	29,350	30,000
572	VEHICLE MAINTENANCE & REPAIR	1,600	1,500	1,600
581	EQUIPMENT REPAIR	3,200	3,000	3,200
601	CAPITAL REPAIR / REPLACEMENT	-		
TOTAL LABORATORY SERVICES GROUP		817,760	718,441	736,460

44 SEWER FD - DEBT SERVICE

691	BOND ISSUE COSTS	0		
691	BOND PRIN/INTR/FEES	2,105,212	2,116,407	2,171,204
TOTAL SEWER FD - DEBT SERVICE		2,105,212	2,116,407	2,171,204

50 PUBLIC WORKS GROUP

401	SUPERVISORY SALARIES	292,769	233,500	329,425
402	CLERICAL SALARIES	40,248	40,500	42,833
404	LABOR	1,856,408	1,685,000	1,967,748
410	OVERTIME	90,000	80,000	90,000
420	LONGEVITY	33,764	39,000	33,775
502	MATERIALS & SUPPLIES	195,000	135,000	295,000
512	FUEL	155,000	103,000	145,000
522	CONTRACTUAL SERVICES	75,000	50,000	75,000
530	WASTE HAULER	1,835,176	1,835,176	1,908,583
531	KESU COLLECTION & DISPOSAL	100,000	80,000	100,000
548	CONFERENCES/SEMINARS	5,000	1,500	5,000
572	VEHICLE MAINTENANCE & REPAIR	250,000	230,000	250,000
588	STREET & ALLEY REPAIR	75,000	35,000	75,000
601	CAPITAL REPAIR / REPLACEMENT	-		
TOTAL PUBLIC WORKS GROUP		5,003,365	4,547,676	5,317,364

TOTAL UTILITY EXPENSE	19,578,627	18,897,912	20,159,624
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REVENUE REPORT

361	RESIDENTIAL/COMMERCIAL SEWER	5,883,150	5,883,150	5,883,150
363	INDUSTRIAL SEWER	10,080,000	9,400,000	10,580,000
364	SOLID WASTE FEES	2,947,500	2,947,500	2,947,500
366	MANTENO CONTRACT REC'D APRIL 2016	150,000	150,000	150,000
367	CHEBANSE CONTRACT	161,000	161,000	161,000
369	KRMA CONTRACT	390,000	390,000	390,000
373	HYDRO	50,000	53,000	55,000
375	IDOT	50,000	45,000	50,000
397	FEDERAL BOND INT	68,000	47,000	68,000
399	MISC REVENUE	30,000	60,500	30,000

TOTAL REVENUE	19,809,650	19,137,150	20,314,650
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TOTAL UTILITY REVENUE	19,809,650	19,137,150	20,314,650
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TOTAL INCOME / EXPENSE	231,023	239,238	155,026
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**THE CITY OF KANKAKEE
KANKAKEE COUNTY, ILLINOIS**

ORDINANCE NUMBER 2020 - _____

**SPECIAL ORDINANCE AUTHORIZING THE CEDING OF
PRIVATE ACTIVITY BONDING AUTHORITY
(WILL KANKAKEE REGIONAL DEVELOPMENT AUTHORITY)**

**CHASITY WELLS-ARMSTRONG, Mayor
ANJANITA DUMAS, C.M.C., City Clerk**

**MICHAEL PRUDE
CHERRY MALONE-MARSHALL
MICHAEL O'BRIEN
STACY GALL
DAVID CRAWFORD
LARRY OSENGA
DANITA SWANSON**

**JAMES A. FAFORD
TYLER D. TALL, SR.
CARMEN LEWIS
CHRISTOPHER CURTIS
MICHAEL COBBS
FRED TETTER
P. CARL BROWN**

Aldermen

ORDINANCE NO. 2020 - _____

**SPECIAL ORDINANCE AUTHORIZING THE CEDING OF
PRIVATE ACTIVITY BONDING AUTHORITY
(WILL KANKAKEE REGIONAL DEVELOPMENT AUTHORITY)**

WHEREAS, the Internal Revenue Code of 1986 provides that the amount of private activity which may be issued by the City of Kankakee ("City") as constitutional home rule unit is equal to its population multiplied by \$105.00; and,

WHEREAS, the Illinois Private Activity Bond Allocation Act (30 ILCS 345/1 et. Seq.) provides, among other things, that the corporation authorities of any home rule unit may reallocate to a state agency any portion of its unused allocation of volume cap; and

WHEREAS, the City of Kankakee has available year 2020 volume cap and desires to utilize this cap in cooperation with the Will Kankakee Regional Development Authority (WKRDA) to support the projects that will create jobs and expand the City's tax base;

THEREFORE BE IT ORDAINED by the Mayor and the City Council of the City of Kankakee, Illinois:

Section 1. Consent to Reallocate to WKRDA. The City hereby agrees to reallocate to the Will Kankakee Regional Development Authority its 2020 private activity volume bonding cap in the amount of \$2,735,460.00. Said private activity volume bonding cap shall be used to support projects that will provide job opportunities and new investments.

Section 2. Letter of Agreement. The City Finance Director is hereby authorized to execute a letter of agreement with WKRDA consenting to such allocation on behalf of the City as authorized.

Section 3. Maintaining Records. The City Finance Director is hereby authorized to maintain such record of the allocation for the term of the bonds issued pursuant to such allocation.

Section 4. Notice. The Mayor shall provide notice of such allocation to the Office of the Governor.

Section 5. Effective Date. This ordinance shall be effective from and after its passage.

ADOPTED by the Mayor and City Council of the City of Kankakee, Kankakee County, Illinois this 20th day of April 2020, pursuant to a roll call vote, as follows:

	YES	NO	ABSENT	PRESENT
PRUDE				
MALONE-MARSHALL				
O'BRIEN				
GALL				
CRAWFORD				
OSENGA				
SWANSON				
FAFORD				
TALL				
LEWIS				
CURTIS				
COBBS				
TETTER				
BROWN				
MAYOR WELLS-ARMSTRONG				
TOTAL				

APPROVED by the Mayor of the City of Kankakee, Kankakee County, Illinois on this
20th day of April 2020.

CHASITY WELLS-ARMSTRONG, Mayor

ATTEST: _____
ANJANITA DUMAS, C.M.C. City Clerk



April 13, 2020

Mayor and City Council
City of Kankakee
304 S Indiana Avenue
Kankakee, IL 60901

Attention: Ms. Anjanita Dumas, City Clerk

RE: Alley Drainage & Pavement Improvement Project
Alley Between 7th & 8th Avenues
Kankakee, IL 60901
PEI Job No. 19157
RECOMMENDATION OF AWARD

Mayor and City Council:

Bids were opened on April 9, 2020, at 2:00 P.M. at the City Clerk's Office for the Alley Drainage & Pavement Improvement Project. Following are the results of the bid opening.

Engineer's Estimate	\$78,126.00
R&R, Inc - 422 N Kennedy Drive, Bradley	\$72,721.50
Kankakee Valley Construction Co. - PO Box 767, Kankakee	\$74,829.00
Oakwood Enterprises - 760 N Entrance Ave, Kankakee	\$82,996.00
Gallagher Asphalt - 18100 S Indiana Ave, Thornton	\$115,801.29

It is recommended that the Mayor and City Council award a contract in the amount of \$72,721.50 to R&R, Inc. and that the Mayor and Clerk be authorized to sign the contract documents in order to be able to proceed with contracts in a timely manner. The bid tabulation is included for your reference.

Please contact this office if you have any questions or require additional information.

ADDRESS

586 William Latham Drive, Suite 8
Bourbonnais, IL 60914

CONTACT

☎ 815.614.3735
F 815.614.3447



Very Truly Yours,
PIGGUSH ENGINEERING, INC.

A handwritten signature in blue ink, reading 'Neil Piggush', with a long, sweeping horizontal line extending to the right.

Neil A. Piggush, P.E., CFM, LEED AP+ND
President

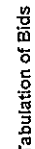
ADDRESS

586 William Latham Drive, Suite 8
Bourbonnais, IL 60914

CONTACT

☎ 815.614.3735
F 815.614.3447

PiggushEng.com




Name of Bidder	P&R, Inc.
Address of Bidder	PO Box 787 622 N Kennedy Drive Bradley, IL 60915
Kankakee Valley Construc	760 N Indiana Ave Kankakee, IL 60901
Gallagher Asphalt	18100 S Indiana Ave Thornton, IL 60478
Bid band	Bid band

Terms:	round Engineers
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[illegible]

BLR 12315 (Rev. 07/16/13)

Municipality City of Kankakee	LOCAL AGENCY	 Illinois Department of Transportation Preliminary/Construction Engineering Services Agreement For Motor Fuel Tax Funds	CONSULTANT	Name Piggush Engineering, Inc.
Township Kankakee				Address 586 William Latham Dr, Suite 8
County Kankakee				City Bourbonnais, IL 60914
Section 20-00286-00-PV				State Illinois

THIS AGREEMENT is made and entered into this 20th day of April, 2020 between the above Local Agency (LA) and Consultant (ENGINEER) and covers certain professional engineering services in connection with the improvement of the above PROJECT. Motor Fuel Tax Funds, allotted to the LA by the State of Illinois under the general supervision of the State Department of Transportation, hereinafter called the "DEPARTMENT", will be used entirely or in part to finance ENGINEERING services as described under AGREEMENT PROVISIONS.

WHEREVER IN THIS AGREEMENT or attached exhibits the following terms are used, they shall be interpreted to mean:

Regional Engineer	Deputy Director Division of Highways, Regional Engineer, Department of Transportation
Resident Construction Supervisor	Authorized representative of the LA in immediate charge of the engineering details of the PROJECT
Contractor	Company or Companies to which the construction contract was awarded

Section Description

Name	Francine Drive	Route	N/A	Length	0.18 miles	Structure No.
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Termini From Webster Circle East to East Notre Dame Street

Description

Proposed drainage and pavement improvements along Francine Drive. Pavement removal, earth excavation, new storm sewer, aggregate base course, PCC pavement, hot-mix asphalt pavement, and other necessary appurtenances.

Agreement Provisions

The Engineer Agrees,

1. To perform or be responsible for the performance of the following engineering services for the LA in connection with the proposed improvement herein before described, and checked below:
 - a. ☒ Make such detailed surveys as are necessary for the preparation of detailed roadway plans.
 - b. ☐ Make stream and flood plain hydraulic surveys and gather high water data and flood histories for the preparation of detailed bridge plans.
 - c. ☐ Make or cause to be made such soil surveys or subsurface investigations including borings and soil profiles and analyses thereof as may be required to furnish sufficient data for the design of the proposed improvement. Such investigations are to be made in accordance with the current requirements of the DEPARTMENT.
 - d. ☐ Make or cause to be made such traffic studies and counts and special intersection studies as may be required to furnish sufficient data for the design of the proposed improvement.

- e. ☐ Prepare Army Corps of Engineers Permit, Division of Water Resources Permit, Bridge waterway sketch and/or Channel Change sketch, Utility plan and locations and Railroad Crossing work agreements.
- f. ☐ Prepare Preliminary Bridge Design and Hydraulic Report, (including economic analysis of bridge or culvert types) and high water effects on roadway overflows and bridge approaches.

NOTE Four copies to be submitted to the Regional Engineer

- g. ☒ Make complete general and detailed plans, special provisions, proposals and estimates of cost and furnish the LA with five (5) copies of the plans, special provisions, proposals and estimates. Additional copies of any or all documents, if required shall be furnished to the LA by the ENGINEER at his actual cost for reproduction.
- h. ☐ Furnish the LA with survey and drafts in quadruplicate of all necessary right-of-way dedications, construction easements and borrow pit and channel change agreements including prints of the corresponding plats and staking as required.
- i. ☐ Assist the LA in the receipt and evaluation of proposals and the awarding of the construction contract.
- j. ☐ Furnish or cause to be furnished:
 - (1) Proportioning and testing of concrete mixtures in accordance with the "Manual of Instructions for Concrete Proportioning and Testing" issued by the Bureau of Materials and Physical Research, of the DEPARTMENT and promptly submit reports on forms prepared by said Bureau.
 - (2) Proportioning and testing of bituminous mixtures (including extracting test) in accordance with the "Manual of Instructions for Bituminous Proportioning and Testing" issued by the Bureau of Materials and Physical Research, of the DEPARTMENT, and promptly submit reports on forms prepared by said Bureau.
 - (3) All compaction tests as required by the specifications and report promptly the same on forms prepared by the Bureau of Materials and Physical Research.
 - (4) Quality and sieve analyses on local aggregates to see that they comply with the specifications contained in the contract.
 - (5) Inspection of all materials when inspection is not provided at the sources by the Bureau of Materials and Physical Research, of the DEPARTMENT and submit inspection reports to the LA and the DEPARTMENT in accordance with the policies of the said DEPARTMENT.
- k. ☐ Furnish or cause to be furnished
 - (1) A resident construction supervisor, inspectors, and other technical personnel to perform the following work: (The number of such inspectors and other technical personnel required shall be subject to the approval of the LA.)
 - a. Continuous observation of the work and the contractor's operations for compliance with the plans and specifications as construction proceeds, but the ENGINEER does not guarantee the performance of the contract by the contractor.
 - b. Establishment and setting of lines and grades.
 - c. Maintain a daily record of the contractor's activities throughout construction including sufficient information to permit verification of the nature and cost of changes in plans and authorized extra work.
 - d. Supervision of inspectors, proportioning engineers and other technical personnel and the taking and submitting of material samples.
 - e. Revision of contract drawings to reflect as built conditions.
 - f. Preparation and submission to the LA in the required form and number of copies, all partial and final payment estimates, change orders, records and reports required by the LA and the DEPARTMENT.

NOTE: *When Federal funds are used for construction and the ENGINEER or the ENGINEER's assigned staff is named as resident construction supervisor, the ENGINEER is required to be prequalified with the STATE in Construction Inspection. The onsite resident construction supervisor and project inspectors shall possess valid Documentation of Contract Quantities certification.*

2. That all reports, plans, plats and special provisions to be furnished by the ENGINEER pursuant to this agreement will be in accordance with the current standard specifications and policies of the DEPARTMENT, it being understood that all such reports, plans, plats and drafts shall before being finally accepted, be subject to approval by the LA and the said DEPARTMENT.
3. To attend conferences at any reasonable time when requested to do so by the LA or representatives of the DEPARTMENT.
4. In the event plans, surveys or construction staking are found to be in error during the construction of the PROJECT and revisions of the plans or survey or construction staking corrections are necessary, the ENGINEER agrees that he will perform such work without expense to the LA, even though final payment has been received by him. He shall give immediate attention to these changes so there will be a minimum delay to the contractor.
5. The basic survey notes and sketches, charts, computations and other data prepared or obtained by the ENGINEER pursuant to this agreement will be made available upon request to the LA or the DEPARTMENT without cost and without restriction or limitations as to their use.
6. To make such changes in working plans, including all necessary preliminary surveys and investigations, as may be required after the award of the construction contract and during the construction of the improvement.
7. That all plans and other documents furnished by the ENGINEER pursuant to the AGREEMENT will be endorsed by him and will show his professional seal where such is required by law.
8. To submit, upon request by the LA or the DEPARTMENT a list of the personnel and the equipment he/she proposes to use in fulfilling the requirements of this AGREEMENT.

The LA Agrees,

1. To pay the Engineer as compensation for all services performed as stipulated in paragraphs 1a, 1g, 1i, 2, 3, 5 and 6 in accordance with one of the following methods indicated by a check mark:
 - a. ☐ A sum of money equal to _____ percent of the awarded contract cost of the proposed improvement as approved by the DEPARTMENT.
 - b. ☒ A sum of money equal to the percentage of the awarded contract cost for the proposed improvement as approved by the DEPARTMENT based on the following schedule:

Schedule for Percentages Based on Awarded Contract Cost

Awarded Cost	Percentage Fees	
	Cost plus Fixed Fee	(see note)
Under \$50,000	Reference Exhibit A	%
		%
		%
		%
		%

Note: Not necessarily a percentage. Could use per diem, cost-plus or lump sum.

2. To pay for services stipulated in paragraphs 1b, 1c, 1d, 1e, 1f, 1h, 1j and 1k of THE ENGINEER AGREES at the hourly rates stipulated below for personnel assigned to this PROJECT as payment in full to the ENGINEER for the actual time spent in providing these services the hourly rates to include profit, overhead, readiness to serve, insurance, social security and retirement deductions. Traveling and other out-of-pocket expenses will be reimbursed to the ENGINEER at his actual cost. Subject to the approval of the LA, the ENGINEER may sublet all or part of the services provided under paragraphs 1b, 1c, 1d, 1e, 1f, 1j and 1k of THE ENGINEER AGREES. If the ENGINEER sublets all or a part of this work, the LA will pay the cost to the ENGINEER plus a five (5) percent service charge. "Cost to ENGINEER" to be verified by furnishing the LA and the DEPARTMENT copies of invoices from the party doing the work. The classifications of the employees used in the work should be consistent with the employee classifications for the services performed. If the personnel of the firm including the Principal Engineer perform routine services that should normally be performed by lesser-salaried personnel, the wage rate billed for such services shall be commensurate with the work performed.

**Grade Classification
of Employee**

Hourly Rate

Principal Engineer	_____
Resident Construction Supervisor	_____
Chief of Party	_____
Instrument Man	_____
Rodmen	_____
Inspectors	\$ _____
_____	_____
_____	_____
_____	_____
_____	_____

The hourly rates itemized above shall be effective the date the parties, hereunto entering this AGREEMENT, have affixed their hands and seals and shall remain in effect until 12/31/2020. In event the services of the ENGINEER extend beyond 12/31/2020, the hourly rates will be adjusted yearly by addendum to this AGREEMENT to compensate for increases or decreases in the salary structure of the ENGINEER that are in effect at that time.

3. That payments due the ENGINEER for services rendered pursuant to this AGREEMENT will be made as soon as practicable after the services have been performed, in accordance with the following schedule:
- Upon completion of detailed plans, special provisions, proposals and estimate of cost - being the work required by paragraphs 1a through 1g under THE ENGINEER AGREES - to the satisfaction of the LA and their approval by the DEPARTMENT, 90 percent of the total fee based on the above fee schedule and the approved estimate of cost.
 - Upon award of the contract for the improvement by the LA and its approval by the DEPARTMENT, 100 percent of the total fee (excluding any fees paragraphs 1j and 1k of the ENGINEER AGREES), based on the above fee schedule and the awarded contract cost, less any previous payment.
 - Upon completion of the construction of the improvement, 90 percent of the fee due for services stipulated in paragraphs 1j and 1k.
 - Upon completion of all final reports required by the LA and the DEPARTMENT and acceptance of the improvement by the DEPARTMENT, 100 percent of the total fees due under this AGREEMENT, less any amounts previously paid.

By mutual agreement, partial payments, not to exceed 90 percent of the amount earned, may be made from time to time as the work progresses.

4. That should the improvements be abandoned at any time after the ENGINEER has performed any part of the services provided for in paragraphs 1a and 1g, and prior to the completion of such services the LA shall reimburse the ENGINEER for his actual costs plus 123.96 percent incurred up to the time he is notified in writing of such abandonment "actual cost" being defined as material costs plus actual payrolls, insurance, social security and retirement deductions. Traveling and other out-of-pocket expenses will be reimbursed to the ENGINEER at his actual cost.
5. That should the LA require changes in any of the detailed plans, specifications or estimates (except for those required pursuant to paragraph 4 of THE ENGINEER AGREES) after they have been approved by the DEPARTMENT, the LA will pay the ENGINEER for such changes on the basis of actual cost plus 123.96 percent to cover profit, overhead and readiness to serve - "actual cost" being defined as in paragraph 4 above. It is understood that "changes" as used in this paragraph shall in no way relieve the ENGINEER of his responsibility to prepare a complete and adequate set of plans.
6. That should the LA extend completion of the improvement beyond the time limit given in the contract, the LA will pay the ENGINEER, in addition to the fees provided herein, his actual cost incurred beyond such time limit - "actual cost" being defined as in paragraph 4 above.
7. To submit approved forms BC 775 and BC 776 with this AGREEMENT when federal funds are used for construction.

It is Mutually Agreed,

1. That any difference between the ENGINEER and the LA concerning the interpretation of the provisions of this AGREEMENT shall be referred to a committee of disinterested parties consisting of one member appointed by the

ENGINEER one member appointed by the LA and a third member appointed by the two other members for disposition and that the committee's decision shall be final.

2. This AGREEMENT may be terminated by the LA upon giving notice in writing to the ENGINEER at his last known post office address. Upon such termination, the ENGINEER shall cause to be delivered to the LA all drawings, specifications, partial and completed estimates and data if any from traffic studies and soil survey and subsurface investigations with the understanding that all such material becomes the property of the LA. The ENGINEER shall be paid for any services completed and any services partially completed in accordance with Section 4 of THE LA AGREES.
3. That if the contract for construction has not been awarded one year after the acceptance of the plans by the LA and their approval by the DEPARTMENT, the LA will pay the ENGINEER the balance of the engineering fee due to make 100 percent of the total fees due under the AGREEMENT, based on the estimate of cost as prepared by the ENGINEER and approved by the LA and the DEPARTMENT.
4. That the ENGINEER warrants that he/she has not employed or retained any company or person, other than a bona fide employee working solely for the ENGINEER, to solicit or secure this contract and that he/she has not paid or agreed to pay any company or person, other than a bona fide employee working solely for the ENGINEER, any fee, commission, percentage, brokerage fee, gifts or any other consideration contingent upon or resulting from the award or making of this contract. For breach or violation of this warranty the LA shall have the right to annul this contract without liability.

IN WITNESS WHEREOF, the parties have caused this AGREEMENT to be executed in quadruplicate counterparts, each of which shall be considered as an original by their duly authorized offices.

Executed by the LA:

City of Kankakee _____ of the
(Municipality/Township/County)

ATTEST:

State of Illinois, acting by and through its

By _____

City Council _____

Kankakee City _____ Clerk

By _____

(Seal)

Title: Mayor

Executed by the ENGINEER:

Piggush Engineering, Inc. _____

586 William Latham Drive, Suite 8 _____

ATTEST:

Bourbonnais, IL 60914 _____

By _____

Title: Office Manager

Title: Consulting Engineer

<p style="text-align: center;">Approved</p> <p style="text-align: center;">_____ Date</p> <p style="text-align: center;">Department of Transportation</p> <p style="text-align: center;">_____ Regional Engineer</p>

Route: Francine Drive
Local Agency: City of Kankakee
(Municipality/Township/County)
Section: 20-00286-00-PV
Project: Francine Drive Improvements
Job No.: _____

***Firm's approved rates on file with IDOT'S Bureau of Accounting and Auditing:**

Overhead Rate (OH)	123.96	%
Complexity Factor (R)	0.00	
Calendar Days		

Method of Compensation:

- | | |
|-------------------------------------|------------------------------------|
| <input checked="" type="checkbox"/> | 14.5%[DL + R(DL) + OH(DL) + IHDC] |
| <input type="checkbox"/> | 14.5%[DL + R(DL) + 1.4(DL) + IHDC] |
| <input type="checkbox"/> | 14.5%[(2.3 + R)DL + IHDC] |
| <input type="checkbox"/> | |
| <input type="checkbox"/> | |
| Cost Plus Fixed Fee 1 | |
| Cost Plus Fixed Fee 2 | |
| Cost Plus Fixed Fee 3 | |
| Specific Rate | |
| Jump Sum | |

Cost Estimate of Consultant's Services in Dollars

[illegible]

Proclamation 2020-

**National Public Safety Telecommunicators Week
April 12-18, 2020**

WHEREAS, emergencies can occur at any time that require police, fire or emergency medical services; and

WHEREAS, when an emergency occurs the prompt response of police officers, firefighters and paramedics is critical to the protection of life and preservation of property; and

WHEREAS, the safety of our police officers and firefighters is dependent upon the quality and accuracy of information obtained from citizens who telephone the City of Kankakee's emergency communications center; and

WHEREAS, Public Safety Telecommunications are the first and most critical contact our citizens have with the emergency services; and

WHEREAS, Public Safety Telecommunicators are the single vital link for our police officers and firefighters by monitoring their activities by radio, providing them information and ensuring their safety; and

WHEREAS, Public Safety Telecommunicators of KANCOMM have contributed substantially to the apprehension of criminals, suppression of fires and treatment of patients; and

WHEREAS, each dispatcher has exhibited compassion, understanding and professionalism during the performance of their job in the past year;

NOW THEREFORE, I, Mayor Chasity Wells-Armstrong and the City Council of the City of Kankakee, Illinois, do hereby proclaim the week of April 12 through 18, 2020 to be National Public Safety Telecommunicators Week in the City of Kankakee, in honor of the men and women whose diligence and professionalism keep our city and citizens safe.

Adopted this 20th day of April, 2020.

Chasity Wells-Armstrong, Mayor

ATTEST:

Anjanita Dumas, C.M.C., City Clerk

Proclamation 2020-
National Volunteer Week
April 19-25, 2020

WHEREAS, 2.8 million Illinoisan volunteers give their time to help others, contributing 206.5 million hours per year; and

WHEREAS, volunteers in the City of Kankakee mentor our children, feed our hungry, comfort our lonely, beautify our green spaces, and fundraise for our charitable organizations; and

WHEREAS, City of Kankakee's volunteers are young, old, families, workers, retirees, men and women of all ages and backgrounds; and

WHEREAS, the collective result of the work done by our city's volunteers is that the City of Kankakee is a more desirable place to live; and

WHEREAS, volunteers serve as youth coaches, youth mentors, victim advocates, hospital greeters and in many additional capacities; and

WHEREAS, organizations in the City of Kankakee that rely on volunteers include such fundamental organizations as Amita Health St. Mary's Hospital, Riverside Medical Center, Harbor House, KC-CASA, Fortitude Community Outreach, KCCSI and the Merchant Street Music Festival; and

NOW THEREFORE, I, Mayor Chasity Wells-Armstrong and the City Council of the City of Kankakee, Illinois, do hereby proclaim the week of April 19 through 25, 2020, as National Volunteer Week in the City of Kankakee, and urge my fellow citizens to recognize the crucial role played by volunteers in our community.

Adopted this 20th day of April, 2020.

Chasity Wells-Armstrong, Mayor

ATTEST:

Anjanita Dumas, C.M.C., City Clerk

Re-Proclamation of Declaration of Local State of Emergency

State of Illinois
County of Kankakee
City of Kankakee

On March 24, 2020, I, Chasity Wells-Armstrong, Mayor of the City of Kankakee, declared that a Local State of Emergency pursuant to the Illinois Municipal Code (65 ILCS 5/11-1-6), the Illinois Emergency Management Agency Act (20 ILCS 3305/11).

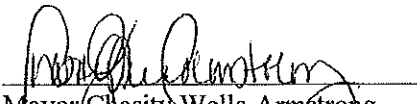
I declare, that based upon the Gubernatorial Disaster Proclamation and further developments related to the COVID-19 outbreak, that a Local State of Emergency continues to exist to this date, April 15, 2020 and shall continue until such time as prescribed by statute. The local State of Emergency granted herein shall be in continuous effect for the next 15 days, or until further action taken by the City Council or myself.

I further find that all standards prescribed in our local ordinance, as amended, allowing me to continue Declare a State of Emergency, have been met, including the recitals in the Illinois Gubernatorial Disaster Proclamation.

During the existence of the Local State of Emergency, the I shall execute such authority as provided under the Illinois Municipal Code, the Illinois Emergency Management Agency Act.

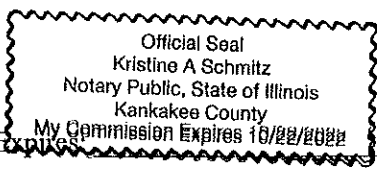
This Declaration of Local State of Emergency shall be filed with the City Clerk as soon as practicable.

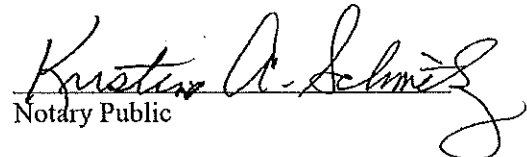
I, Chasity Wells-Armstrong, whose name is signed to this instrument, being first duly sworn, signed and executed the instrument as the *Re-Proclamation of Declaration of Local State of Emergency* that I signed willingly, and that I executed it as my free and voluntary act for the purposed therein expressed.


Mayor Chasity Wells-Armstrong
City of Kankakee

NOTARY ACKNOWLEDGEMENT

On this 15th day of April 2020, I personally witnessed the above-named, Mayor Chasity Wells-Armstrong, and acknowledged the foregoing to be his free act and deed, before me.

My Commission Expires 
(Seal)


Notary Public

Print Kristine A Schmitz

CITY OF KANKAKEE

RESOLUTION NO. 2020-__

**RESOLUTION OF INDUCEMENT PERTAINING TO THE PROJECT FOR EXT
312 ON I-57 WITHIN THE EAST COURT TIF DISTRICT IN THE CITY OF
KANKAKEE, KANKAKEE COUNTY, ILLINOIS**

**ADOPTED BY THE
CITY COUNCIL OF THE
CITY OF KANKAKEE
THIS 20TH DAY OF APRIL, 2020**

**Published in pamphlet form by authority
of the City Council of the City of Kankakee,
Kankakee County, Illinois, this 20th day of April, 2020**

RESOLUTION NO. _____

**RESOLUTION OF INDUCEMENT PERTAINING TO THE PROJECT
FOR EXIT 312 ON I-57 WITHIN THE EAST COURT TIF DISTRICT IN
THE CITY OF KANKAKEE, KANKAKEE COUNTY, ILLINOIS**

WHEREAS, the City of Kankakee, Kankakee County, Illinois (the “City”), has established the East Court TIF District (the “TIF District”) pursuant to the Tax Increment Allocation Redevelopment Act (65 ILCS 5/11-74.4-1, *et seq.*) (the “TIF Act”); and

WHEREAS, the City has proposed to construct roadway and other improvements (the “Project”) within the TIF District; and

WHEREAS, the proposed cost of the Project is an amount not to exceed \$1,250,000; and

WHEREAS, the City reasonably expects to pay or incur those costs and expenses to be reimbursed from bond proceeds issued by the City.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Kankakee, Kankakee County, Illinois:

Section 1. The recitals set forth in the above prefatory clauses are hereby adopted as the findings of the City and are expressly incorporated herein as a part of this Resolution.

Section 2. The City hereby declares its intention to reimburse itself for the redevelopment project costs incurred by the construction of the Project.

Section 3. To the extent that the City issues tax exempt obligations, the proceeds of which are to be allocated to the Project, this Resolution shall constitute the City’s “official intent” pursuant to Section 1.150-2 of U.S. Treasury regulations for the use of the proceeds for reimbursement of such expenses and costs.

Section 4. This Resolution shall be in full force and effect from after its adoption and approval.

ADOPTED this 20th day of April, 2020, pursuant to a roll call vote as follows:

AYES:

NAYS:

ABSENT:

APPROVED by me this 20th day of April, 2020.

Chasity Wells-Armstrong, Mayor

ATTEST: _____
Anjanita Dumas, C.M.C., City Clerk

CITY OF KANKAKEE

RESOLUTION NO. 2020-__

**RESOLUTION AUTHORIZING AND PROVIDING FOR A NOT TO EXCEED
\$1,250,000 INTERFUND LOAN FROM TIF DISTRICT NO. 8 TO THE EAST
COURT TIF DISTRICT IN THE CITY OF KANKAKEE, KANKAKEE COUNTY,
ILLINOIS**

**ADOPTED BY THE
CITY COUNCIL OF THE
CITY OF KANKAKEE
THIS 20TH DAY OF APRIL, 2020**

**Published in pamphlet form by authority
of the City Council of the City of Kankakee,
Kankakee County, Illinois, this 20th day of April, 2020**

RESOLUTION NO. ____

RESOLUTION AUTHORIZING AND PROVIDING FOR A NOT TO EXCEED \$1,250,000 INTERFUND LOAN FROM TIF DISTRICT NO. 8 TO THE EAST COURT TIF DISTRICT IN THE CITY OF KANKAKEE, KANKAKEE COUNTY, ILLINOIS

WHEREAS, the City of Kankakee, Kankakee County, Illinois (the “City”), pursuant to the provisions of Article VII, Section 6(a) of the Constitution of the State of Illinois is a home rule unit and may exercise any power and perform any function pertaining to its government and affairs including, but not limited to, the power to tax and to incur debt; and

WHEREAS, Section 8-1-3.1 of the Illinois Municipal Code (65 ILCS 5/8-1-3.1) provides that the corporate authorities may borrow money for corporate purposes from one fund for the use of another fund providing such borrowing shall be repaid within the current fiscal year; and

WHEREAS, the East Court TIF District was established on February 3, 2020 and does not have any incremental revenues to pay for redevelopment projects therein; and

WHEREAS, the City Council is proposing to enter into a redevelopment agreement for the construction of a fuel center at Exit 312 of I-57 (the “Fuel Center”), which is located within the East Court TIF District; and

WHEREAS, the City will be required to pay for roadway and other improvements (the “Project”) to accommodate the Fuel Center which will provide revenue and employment to the City and will also reenergize commercial development within the East Court TIF District; and

WHEREAS, it advisable, necessary and for the best interests of the City to loan an amount not to exceed \$1,250,000 (the “Interfund Loan”) from TIF District No. 8 to the East Court TIF District for the Project; and

WHEREAS, the Interfund Loan shall be repaid by incremental property taxes received by the East Court TIF District and by the proceeds of bonds to be issued by the City to finance the Project.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Kankakee, Kankakee County, Illinois, in the exercise of its home rule powers as follows:

Section 1. Recitals. The foregoing recitals are true, correct and material to this Resolution and shall be incorporated herein as if they were fully set forth in this Section.

Section 2. Approval and Details of Interfund Loan. The Interfund Loan (without interest) in an amount not to exceed \$1,250,000 is hereby approved. The Interfund Loan shall be disbursed by the Comptroller as required for payment of the Project.

Section 3. Home Rule. This Resolution, and each of its terms, shall be the effective legislative act of the City in accordance with the powers as a home rule unit under Article VII of the 1970 Illinois Constitution without regard to whether such Resolution should: (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law; or (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the City Council that to the extent that the terms of this Resolution should be inconsistent with any non-preemptive state law, this Resolution shall supersede state law in that regard within its jurisdiction.

Section 4. Severability. If any section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Resolution.

Section 5. Repealer and Effective Date. All resolutions, orders or parts thereof in conflict herewith be and the same are hereby repealed, and this Resolution shall be in full force and effect forthwith upon its adoption and approval.

ADOPTED this 20th day of April, 2020, pursuant to a roll call vote as follows:

AYES:

NAYS:

ABSENT:

APPROVED by me this 20th day of April, 2020.

Chasity Wells-Armstrong, Mayor

ATTEST:

Anjanita Dumas, C.M.C., City Clerk

THE CITY OF KANKAKEE
KANKAKEE COUNTY, ILLINOIS

RESOLUTION
NUMBER 2020 - ____

RESOLUTION AUTHORIZING EXPENDITURE OF CITY FUNDS
CONSISTENT WITH FISCAL YEAR 2019/2020

CHASITY WELLS-ARMSTRONG, Mayor
ANJANITA DUMAS, C.M.C., City Clerk

MICHAEL PRUDE
CHERRY MALONE-MARSHALL
MICHAEL O'BRIEN
STACY GALL
DAVID CRAWFORD
LARRY OSENGA
DANITA SWANSON

JAMES A. FAFORD
TYLER D. TALL, SR.
CARMEN LEWIS
CHRISTOPHER CURTIS
MICHAEL COBBS
FRED TETTER
P. CARL BROWN

Aldermen

Published in pamphlet form by authority of the Mayor and City Council of the City of Kankakee on
04/06/2020 ODELSON, STERK, MURPHEY, FRAZIER & McGRATH, LTD. - City Attorneys - 3318 West
95th Street - Evergreen Park, Illinois 60805

RESOLUTION NO. 2020 - _____

RESOLUTION OF THE CITY OF KANKAKEE

**RESOLUTION AUTHORIZING EXPENDITURE OF CITY FUNDS
CONSISTENT WITH FISCAL YEAR 2019/2020**

WHEREAS, the City of Kankakee lawfully established a budget for Fiscal Year 2019/2020; and

WHEREAS, the City of Kankakee has expended funds based upon the budget established for Fiscal Year 2019/2020; and

WHEREAS, a budget for the City of Kankakee Fiscal Year 2020/2021 is in the process of being reviewed and prepared; and

WHEREAS, there is a reasonable likelihood that said budget will not be in place by May 1, 2020 for expenditure of funds consistent with the budget established for Fiscal Year 2020/2021; and

WHEREAS, it is essential for the welfare and public safety of the City of Kankakee that the expenditure of funds be permitted until such time as said budget is adopted; and

WHEREAS, the budget for Fiscal Year 2020/2021 will allow for sufficient expenditure of funds during said interim period; and

WHEREAS, it is essential for the public safety and welfare that the City of Kankakee meet its obligations on a current and ongoing bases.

NOW, THEREFORE, BE IT RESOLVED by the City of Kankakee that its officers are hereby authorized to expend funds consistent with the budget established for Fiscal Year 2019/2020. Said authorization shall be a continuing authorization until a budget for Fiscal Year 2020/2021 is passed by the City Council of the City of Kankakee, or until the third Monday of July 2020, whichever shall occur first.

BE IT FURTHER RESOLVED that this Resolution shall be effective May 1, 2020 and shall continue in effect until it becomes ineffective as provided above.

ADOPTED by the Mayor and City Council of the City of Kankakee, Kankakee County, Illinois this 20th day of April, 2020, pursuant to a roll call vote, as follows:

	YES	NO	ABSENT	PRESENT
PRUDE				
MALONE-MARSHALL				
O'BRIEN				
GALL				
CRAWFORD				
OSENGA				
SWANSON				
FAFORD				
TALL				
LEWIS				
CURTIS				
COBBS				
TETTER				
BROWN				
MAYOR WELLS-ARMSTRONG				
TOTAL				

APPROVED by the Mayor of the City of Kankakee, Kankakee County, Illinois on this 20th day of April 2020.

CHASITY WELLS-ARMSTRONG, Mayor

ATTEST: _____
ANJANITA DUMAS, C.M.C. City Clerk

RESOLUTION

WHEREAS, the city of Kankakee is located in the county of Kankakee, state of Illinois, wishes to allow construction of a PCC commercial access entrance which by law comes under the jurisdiction and control of the Department of Transportation of the state of Illinois, and

WHEREAS, a permit from said department is required before said work can be legally undertaken by said city of Kankakee; now

THEREFORE, be it resolved by the city of Kankakee, county of Kankakee, state of Illinois.

FIRST: That we do hereby request from the Department of Transportation, state of Illinois, a permit authorizing the city of Kankakee to proceed with the work herein described and as shown on enclosed detailed plans.

SECOND: Upon completion of the commercial access by the contractor and acceptance by the city, the city guarantees that all work has been performed in accordance with the conditions of the permit to be granted by the Department of Transportation of the state of Illinois.

Further, the city will hold the state of Illinois harmless for any damages that may occur to persons or property during such work.

The city will require the contractor to obtain a bond and a comprehensive general liability insurance policy in acceptable amounts and will require the contractor to add the State of Illinois as an additional insured on both policies.

THIRD: That we hereby state that the proposed work is, is not, (~~delete one~~) to be performed by the employees of the city of Kankakee.

FOURTH: That the proper officers of the city of Kankakee are hereby instructed and authorized to sign said permit in behalf of the city of Kankakee.

I, _____, hereby certify the above to be a
City Clerk

true copy of the resolution passed by the City Council of the city of Kankakee, county of Kankakee, State of Illinois.

Dated this _____ day of _____ A.D. 2020

(Signature)

(CORPORATE SEAL)

RESOLUTION



**Resolution for Improvement
Under the Illinois Highway Code**



Resolution Type	Resolution Number	Section Number
Original		20-00286-00-PV

BE IT RESOLVED, by the Council of the City
Governing Body Type Local Public Agency Type
 of Kankakee Illinois that the following described street(s)/road(s)/structure be improved under
Name of Local Public Agency
 the Illinois Highway Code. Work shall be done by Contract.
Contract or Day Labor

For Roadway/Street Improvements:

Name of Street(s)/Road(s)	Length (miles)	Route	From	To
Francine Drive	0.18	N/A	Webster Circle East	East Notre Dame Street

For Structures:

Name of Street(s)/Road(s)	Existing Structure No.	Route	Location	Feature Crossed

BE IT FURTHER RESOLVED,

1. That the proposed improvement shall consist of

Proposed drainage and pavement improvements along Francine Drive. Pavement removal, earth excavation, new storm sewer, aggregate base course, PCC pavement, hot-mix asphalt pavement, and other necessary appurtenances.

2. That there is hereby appropriated the sum of Thirty Thousand Dollars and 00/100

Dollars (\$30,000.00) for the improvement of
 said section from the Local Public Agency's allotment of Motor Fuel Tax funds.

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit four (4) certified originals of this resolution to the district office of the Department of Transportation.

I, Anjanita Dumas City Clerk in and for said City
Name of Clerk Local Public Agency Type Local Public Agency Type
 of Kankakee in the State aforesaid, and keeper of the records and files thereof, as provided by
Name of Local Public Agency
 statute, do hereby certify the foregoing to be a true, perfect and complete original of a resolution adopted by
Council of Kankakee at a meeting held on April 20, 2020.
Governing Body Type Name of Local Public Agency Date

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 20th day of April, 2020.
Day Month, Year

(SEAL)

Clerk Signature	Date

Approved

Regional Engineer Department of Transportation	Date